

CITY OF CRETE, NEBRASKA  
CITY COUNCIL REGULAR MEETING

May 18, 2021

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
2. Roll Call
3. Consent Agenda

Approve consent agenda as presented. Carried with a motion by Dale Strehle and a second by Travis Sears.

Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 4, No: 0

A. Approve Meeting Minutes

1. Parks and Recreation Committee Meeting - May 4, 2021

Kyle Frans: Absent

Ryan Hinz: Present

Jack

Oelschlager: Present

Travis Sears: Present

Dale Strehle: Present

Present: 4, Absent: 1.

2. Personnel Committee Meeting - May 4, 2021

3. Public Safety Committee Meeting - May 4, 2021

4. Public Works Committee Meeting - May 4, 2021

5. City Council Meeting - May 4, 2021

6. Special City Council Meeting - May 6, 2021

B. Accept the City Treasurer's Report

C. Approve the Payment of Claims Against the City

D. Approve Contracts and Contract Renewals

1. Enter into a 5-year rental and service contract with Max I. Walker for providing, cleaning, and replacing uniforms, shop towels, and mats for the Wastewater Department.

E. Approve Mayoral Appointments

1. Consider approving the Mayor's appointment of Jim Johnson to the Housing Authority for the term June 2021 to June 2026.

4. Items of Business

A. Consider selecting a contractor for the 2021 gap paving project.

Approve Bauer Underground's bid of \$875,039 with a start date of July 1st, which was recommended by the Public Works Committee. Carried with a motion by Dale Strehle and a second by Travis Sears.

Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 4, No: 0

City Administrator Tom Ourada gave his recommendation to approve Bauer Underground's bid for the gap paving project due to the current economy and the bid being a low, acceptable amount. The Public Works Committee met on the subject earlier and also recommend approving Bauer Underground's bid.

B. Consider amending the library policies to waive the fee for a library card for nonresidents who work in Crete.

Tabled for June 1st meeting. Carried with a motion by Travis Sears and a second by Dale Strehle.

Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 4, No: 0

The committee did not meet on this due to no quorum.

C. Public Hearing on the annexation of West Crete Addition.

Open the public hearing on the annexation on West Crete Addition. Carried with a motion by Dale Strehle and a second by Travis Sears.

Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 4, No: 0

Close the public hearing on annexation of West Crete Addition. Carried with a motion by Dale Strehle and a second by Travis Sears.

Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 4, No: 0

City Administrator Tom Ourada received information from the NDEE about a distressed property in the West Crete Addition that is under administrative order to be fined monthly for a waste water violation. To resolve this, both the State and the City would need to relax their waste water standards, which some council persons and the mayor were not interested in doing for any properties. The other way to resolve this, for this property and others, would be to annex the property and extend sewer to them.

Mayor Dave Bauer asked if anyone would like to speak on this matter.

The following citizens spoke at the meeting: Teresa Vernon-1407 Idaho, Dave Jurina-1515 W. 14th, Janet Bartek-1355 Wyoming, Bill Vernon-1455 Wyoming, Don Vernon-1660 W. 14th, and Mayra Mendez Lopez-1309 Wyoming.

The topics discussed were: part of the ARPA money the City will be receiving being used for the water/sewer improvements to cut down costs for everyone involved, what the benefits of the annexation are for the property owners versus benefits for the City, when the property owners' wells or septic systems go out they will have to hook up to Crete's water and sewer.

D. Consider approving the first reading of Ordinance 2126: An ordinance to annex West Crete Addition.

Approve the first reading and title of Ordinance 2126: An ordinance to annex West Crete Addition. Carried with a motion by Dale Strehle and a second by Travis Sears.  
Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

E. Consider enacting Ordinance 2127: An ordinance relating to wages and salaries.

Introduce ordinance 2127 and move to suspend the rules to read on three separate days. Carried with a motion by Dale Strehle and a second by Travis Sears.

Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

Approve ordinance 2127: An ordinance related to wages and salaries. Carried with a motion by Dale Strehle and a second by Travis Sears.

Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

Council person Travis Sears informed everyone that a salary/wage change was made after the changes made to the ordinance at the last council meeting. The wage for Cemetery Sexton to be increased to the amount of the Street Operator wage, since the Cemetery Sexton works as a Street Operator some of the year.

5. Petitions - Communications - Citizen Concerns

6. Officers' Reports

Police Chief Steve Hensel commented on a few structures that are needing inspections, to see if they should still be standing or not. Hensel is working closely with the City Building Inspector Brad Bailey, making headway with nuisance properties.

City Administrator Tom Ourada introduced the new deputy clerk, Kelsey Sisouvong.

Ourada informed the council that Channel 8 wanted an on-camera interview about Crete water quality and what improvements have been made.

The utility office renovation is nearly done. Brad Bailey did most of the renovation work, along with our Electric Department, making it safer and more functional.

Ourada talked about ARPA 2021 and it's eligible activities which include: water, wastewater, broadband, COVID-19 job relief and other payroll expenses. The city may get just over \$1,000,000 and it must be spent by 2024.

SEND's Downtown Revitalization applications were reviewed by the Nebraska State Historic Preservation Office and by others, and no issues were found.

Channel 10 will be doing "Our Town Crete" sometime in August.

The City Employee Recognition Dinner is on June 17th, in which the elected officials may need to bartend.

Mayor Dave Bauer welcomed Kelsey as the new Deputy Clerk and thanked everyone who worked on the utility office renovation.

Bauer also commented on all the departments working together on the nuisance properties and how well it's going. He thanked everyone for their efforts in the matter.

A. Building Permits Issued April 7 through May 14.

7. Adjournment

Mayor

(SEAL)

City Clerk

I, Judi Meyer, 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

(S E A L)



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## **CITY COUNCIL PARKS & RECREATION COMMITTEE MEETING**

May 4, 2021, 2021 at 5:00 PM  
Crete City Hall, 243 East 13<sup>th</sup> Street

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### **MINUTES**

Notice of the meeting was given by posting, the appointed method for giving notice as shown by the attached notice, at the following locations:

City Hall, 243 East 13th Street  
Post Office, 1242 Linden Avenue  
City Bank and Trust, 1135 Main Avenue

Advance notice of the meeting was also given to committee members. 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. All proceedings shown were taken while the meeting was open to the attendance of the public.

#### **1. Open Meeting**

##### **2. Roll Call**

Kyle Frans: Present  
Jack Oelschlager: Present  
Dale Strehle: Present  
Present: 3.

##### **3. Items of Business**

###### **3.A. Discuss and provide a recommendation to the City Council on approving Andres Viana's request for campground use in Tuxedo Park until October 31st.**

Recommend City Council approve the request of Andres Viana to camp at Tuxedo Park until October 31, 2021 while working in the area. Carried with a motion by Jack Oelschlager and a second by Dale Strehle.

Kyle Frans: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 3, No: 0

###### **3.B. Discuss and provide a recommendation to the City Council on approving the racing events scheduled for 2021 at the Tuxedo Park Raceway.**

Recommend City Council approve the schedule of events for the Tuxedo Park Raceway in 2021  
Carried with a motion by Jack Oelschlager and a second by Dale Strehle.

Kyle Frans: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye

Aye: 3, No: 0

**3.C. Discuss and provide a recommendation to the City Council on approving 4H Horse Club practices at the Tuxedo Park rodeo arena in preparation for the Saline County Fair.**

Recommend City Council approve the application for 4H Horse Club to use the Tuxedo Park Arena for practices in preparation of the Saline County Fair. Carried with a motion by Dale Strehle and a second by Jack Oelschlager.

Kyle Frans: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye

Aye: 3, No: 0

**3.D. Discuss and provide a recommendation to the City Council on authorizing the Recreation Coordinator to submit grant applications for tennis programming activities.**

City Administrator reported that a private provider wanted to help the City provide a tennis program for youth at no charge. Recreation Coordinator Dan Dunaway found 2 grants that could be used to cover these costs.

Recommend City Council approve the Recreation Coordinator to submit grant applications for tennis programming activities. Carried with a motion by Dale Strehle and a second by Jack Oelschlager.

Kyle Frans: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye

Aye: 3, No: 0

**4. Officers' Reports**

Chairperson Kyle Frans suggested that the committee meet at Tuxedo Park for a work session on May 19th to review where a new softball complex might be located and to begin discussions on a comprehensive plan for City wide parks.

**5. Adjournment**



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## CITY COUNCIL PERSONNEL COMMITTEE MEETING

May 4, 2021 at 5:00 PM  
Crete City Hall, 243 East 13<sup>th</sup> Street

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### MINUTES

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#### 1. Open Meeting

#### 2. Roll Call

Ryan Hinz: Present  
Travis Sears: Present  
Present: 2, Absent: 1.

#### 3. Items of Business

##### **3.A. Discuss and provide a recommendation to the City Council on adjusting the wage and salary scale to add a new wage scale for Street Foreman and to increase the wages for Street Operator.**

City Administrator Tom Ourada explained that all the street operators applied for the water operator position due to the higher wages paid for the water operator. The City had done comparability with other municipalities but has not compared internally. These changes will create the comparability between the departments that have similar job requirements.

Recommend City Council approval on the amended wage and salary scale to add Street Foreman and increase wages for Street Operator Carried with a motion by Ryan Hinz and a second by Travis Sears.

Ryan Hinz: Aye, Travis Sears: Aye  
Aye: 2, No: 0

**4. Officers' Reports**

**5. Adjournment**



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## CITY COUNCIL PUBLIC SAFETY COMMITTEE MEETING

April 6, 2021 at 5:00 PM  
Crete City Hall, 243 East 13<sup>th</sup> Street

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### MINUTES

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City Hall, 243 East 13th Street  
Post Office, 1242 Linden Avenue  
City Bank and Trust, 1135 Main Avenue

Advance notice of the meeting was also given to committee members. 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. All proceedings shown were taken while the meeting was open to the attendance of the public.

#### 1. Open Meeting

#### 2. Roll Call

Ryan Hinz: Present  
Jack Oelschlager: Present  
Dale Strehle: Present  
Present: 3.

#### 3. Items of Business

##### 3.A. Discuss and provide a recommendation to the City Council on authorizing the Police Department to submit a grant application for eCitation equipment.

Police Chief Hensel said that this grant application would not be necessary.

Table indefinitely. Carried with a motion by Ryan Hinz and a second by Dale Strehle.  
Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 3, No: 0

##### 3.B. Discuss and provide a recommendation to the City Council on authorizing the Police Department to submit a grant application for bulletproof vests.

Police Chief Steve Hensel reported that bulletproof vests are specifically fitted to the individual and cannot be used by another person. The grant would cover 50% of 2 new vests.

Recommend City Council approve the Police Department submit a grant application for 2 bullet proof vests. Carried with a motion by Ryan Hinz and a second by Dale Strehle.

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

Aye: 3, No: 0

**3.C. Discuss and provide a recommendation to the City Council on entering into an agreement with Idemia Identity & Security in the amount of \$9,375 for mobile fingerprint equipment and services.**

Police Chief Steve Hensel explained how mobile fingerprinting equipment worked and how it saves time and positively identifies individuals before transporting them to other facilities.

Recommend City Council approve the City enter into an agreement for the purchase of mobile fingerprint equipment and services. Carried with a motion by Dale Strehle and a second by Ryan Hinz.

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

Aye: 3, No: 0

**4. Officers' Reports**

**5. Adjournment**



Public Works Committee Meeting  
May 4, 2021  
5:00 p.m.  
City Hall

**Roll Call:**

**Committee Members Present:**

Dale Strehle  
Travis Sears

**Others Present:**

Tom Ourada, City Administrator	Jerry Wilcox, Finance Director
Dave Bauer, Mayor	Steve Hensel, Police Chief
Kyle Frans, Council Person	Brad Bailey, Building Inspector
Ryan Hinz, Council Person	Kelsey Sisouvong, Book keeper
Jack Oelschlager, Council Person	

**Special Order of Business**

**A. No Parking on Fairway Dr. 2am-4am:**

Ron Sack has requested no parking on Fairway Drive from 2am-4am, but is not here at the meeting. Tom requested to table the matter until the next council meeting. Travis motioned to table this until the next meeting. Dale seconds. Travis, yes. Dale, yes.

**B. Adopting Resolution 2021-05:**

Mayor Bauer informed the council that no parking on the east side of Iris between Fourth and Thirteenth Streets was mentioned to him a few times, especially with Doane's upcoming tournaments. When there are home sports games and people park in between driveways, it's hard for the homeowners to use their driveways on such a heavy traffic road. Travis countered by recommending no parking on the east side of Iris between Arthur and Fairchild, but keep the parking from Fairchild to Thirteenth, and the committee agreed. Travis motioned to make no parking on Iris between Arthur and Fairchild on the east side of the road effective immediately. Dale seconds. Travis, yes. Dale, yes.

**Officer's Report**

**Adjournment**

Meeting Adjourned at 5:12 p.m.

**Dale Strehle, Chairman**



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## CITY COUNCIL REGULAR MEETING

May 4, 2021 at 6:00 PM

Crete City Hall, 243 East 13<sup>th</sup> Street

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### MINUTES

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Those in attendance pledged allegiance to the flag.

#### 1. Open Meeting

#### 2. Roll Call

Kyle Frans: Present

Ryan Hinz: Present

Jack Oelschlager: Present

Travis Sears: Present

Dale Strehle: Present

Present: 5, Vacant: 1.

#### 3. Consent Agenda

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

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

#### 3.A. Approve Meeting Minutes

##### 3.A.1. April 20, 2021 City Council Regular Meeting

##### 3.A.2. April 20, 2021 Public Works Committee

##### 3.A.3. April 20, 2021 Parks and Recreation Committee

**3.B. Accept the City Treasurer's Report**

**3.C. Approve the Payment of Claims Against the City**

**4. Items of Business**

**4.A. Public Hearing to receive public input on the preliminary engineering report related to the construction of a new lift station, water well, and related water and sewer lines.**

City Administrator Tom Ourada reported on the projects that are being planned for the construction of the water and wastewater facilities. A new well on the west side of the City and a loop on the west side to improve water service are part of the plan. Completing the remediation project on the north side of the City and a lift station at the 22nd Street bridge project.

Open a public hearing on the preliminary engineering report related to water and wastewater construction. Carried with a motion by Travis Sears and a second by Jack Oelschlager.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

Close the public hearing. Carried with a motion by Travis Sears and a second by Jack Oelschlager.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

**4.B. Consider approving Saline Medical Plaza's application for a special exception permit for a business center identification sign at 830 East 1st Street.**

City Administrator Tom Ourada explained that the sign permit has been reviewed and approved by the Building Inspector.

Approve the special exception permit for Saline Medical Plaza to place a sign at a different location than the original. Carried with a motion by Dale Strehle and a second by Kyle Frans.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

**4.C. Consider authorizing the Police Department to submit a grant application for eCitation equipment.**

Police Chief Hensel said that this grant application would not be necessary. Table indefinitely. Carried with a motion by Jack Oelschlager and a second by Kyle Frans.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

**4.D. Consider authorizing the Police Department to submit a grant application for bulletproof vests.**

Police Chief Steve Hensel reported that bulletproof vests are specifically fitted to the individual and cannot be used by another person. The grant would cover 50% of 2 new vests.

Authorize the Police Department to submit a grant application for 2 bullet proof vests. Carried with a motion by Jack Oelschlager and a second by Kyle Frans.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 5, No: 0

**4.E. Consider entering into an agreement with Idemia Identity & Security in the amount of \$9,375 for mobile fingerprint equipment and services.**

Police Chief Steve Hensel explained how mobile fingerprinting equipment worked and how it saves time and positively identifies individuals before transporting them to other facilities.

Approve the City enter into an agreement for the purchase of mobile fingerprint equipment and services at a cost of \$9,375. Carried with a motion by Jack Oelschlager and a second by Dale Strehle.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

**4.F. Consider authorizing the Recreation Coordinator to submit grant applications for tennis programming activities.**

City Administrator reported that a private provider wanted to help the City provide a tennis program for youth at no charge. Recreation Coordinator Dan Dunaway found 2 grants that could be used to cover these costs.

Authorize the Recreation Coordinator to submit grant applications for tennis programming activities. Carried with a motion by Kyle Frans and a second by Jack Oelschlager.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

**4.G. Consider approving Andres Viana's request for campground use in Tuxedo Park until October 31, 2021.**

Approve the request of Andres Viana to camp at Tuxedo Park until October 31, 2021 while working in the area. Carried with a motion by Kyle Frans and a second by Jack Oelschlager.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

**4.H. Consider approving the racing events scheduled for 2021 at the Tuxedo Park Raceway.**

Approve the schedule of events for the Tuxedo Park Raceway in 2021. Carried with a motion by Kyle Frans and a second by Jack Oelschlager.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

**4.I. Consider approving 4H Horse Club practices at the Tuxedo Park rodeo arena in preparation for the Saline County Fair.**

Approve the application for 4H Horse Club to use the Tuxedo Park Arena for practices in preparation of the Saline County Fair. Carried with a motion by Kyle Frans and a second by Dale Strehle.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

**4.J. Consider authorizing the Library Director to submit a grant application for the Nebraska Library Internship Program.**

Library Director Joy Stevenson reported that the internship program has been good to the library, providing needed part time help for weekends. The Library Advisory Board recommends authorization.

Authorize the Library Director to apply for grants to facilitate interns working at the library. Carried with a motion by Ryan Hinz and a second by Kyle Frans.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

**4.K. Consider amending the library policies to waive the fee for a library card for individuals who work in Crete.**

Library Director Joy Stevenson requested that the City Council adopt an amendment to the Library Policies to eliminate the fees for a library card for a nonresident that works within the City. The Library Advisory Board recommends approval of the amendment.

Refer the amendments to Library Policy to the Finance Committee for review. Carried with a motion by Ryan Hinz and a second by Jack Oelschlager.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

**4.L. Consider adjusting the wage and salary scale to add a new wage scale for Street Foreman and to increase the wages for Street Operator.**

City Administrator Tom Ourada explained that all the street operators applied for the water operator position due to the higher wages paid for the water operator. The City had done comparability with other municipalities but has not compared internally. These changes will create the comparability between the departments that have similar job requirements.

Approve the amendment to the wage and salary scale to add Street Foreman and increase the wage of Street Operator Carried with a motion by Travis Sears and a second by Ryan Hinz.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

**4.M. Consider adopting Resolution 2021-05: A resolution removing parking from the east side of Iris Avenue between Fourth and Thirteenth Streets.**

Mayor Bauer reported that no parking on the east side of Iris Avenue between Fourth and Thirteenth Streets has been mentioned to him a few times, especially with Doane's upcoming tournaments. When there are home sports games and people park in between driveways, it's hard for the homeowners to use their driveways on such a heavy traffic road. Council member Travis Sears suggested that from Fairchild Avenue north there are few driveways and that the no parking would be good between Arthur Drive and Fairchild Drive.

Introduce and adopt Resolution 2021-05 removing the parking from the east side of Iris Avenue from Fairchild Drive to Arthur Drive effective immediately. Carried with a motion by Dale Strehle and a second by Travis Sears.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

#### **4.N. Consider terminating the Continuity of Operations Plan.**

City Administrator Tom Ourada suggested that the Continuity of Operations Plan required during the height of the Covid 19 pandemic should be terminated at this time. It worked very well for the situation and could be reinstated if needed.

Terminate the Continuity of Operations Plan. Carried with a motion by Dale Strehle and a second by Ryan Hinz.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

#### **5. Petitions - Communications - Citizen Concerns**

Main Avenue business owner Victor Alarcon addressed the City Council and thanked them for the opportunity to apply for the DTR funds. He appreciates the efforts to make the downtown area more appealing.

#### **6. Officers' Reports**

Police Chief Steve Hensel -

- City inspections of dilapidated buildings are going well working with Building Inspector Brad Bailey to address building safety and condition issues.

Building Inspector Brad Bailey -

- Inspecting the dilapidated properties is a new process and they have a list of other properties to look at moving forward.

Joy Stevenson -

- The library is opening more with additional furniture out for use. They are not quarantining books anymore and opened up the teen room with limited capacity.

- Summer Reading Program, "Tails and Tales" theme with in-person programs and entertainment; events are limited to 50 people because in case of rain, programs will be moved inside to the Community Room and an adult summer program will use a Bingo game.

- Reading with Friends will be held twice a week in July for a story time-type program this year.

- Grand Opening is being planned after the summer;

- Crete Reads! Book is "News of the World" by Paulette Jiles, staff hopes to show the movie and will have speakers for upcoming programs related to the community-wide read.

- A committee was formed to plan an Oct. 7 fundraiser with quilt auction and a "Conversation with Mark and Andy" with Andrew Carnegie and a Mark Twain impersonators.

- A concrete pad for the new pavilion in Library Park will be poured next week.

Council member Ryan Hinz -

- The DTR committee met and started a preliminary review of applications.

Council member Kyle Frans -

- The Parks and Recreation Committee will meet at Tuxedo Park to review a new bathroom location and will also to look at a comprehensive plan for the parks.

Council member Dale Strehle -

- The cleanup of the Plouzek property has been good to see and thank you to city personnel who helped with those tasks.

City Administrator Tom Ourada -

- Sales tax - traditionally February is a low month, but this was higher than the same month last year; sales tax is still doing fairly well and the finances are stable.

- Nancy Tellez, Community Assistance Director is now on the Blue River Arts Council, replacing Judi Meyer for the City.

- Tuxedo Park Bridge is open.

- Library air handling unit silencer project is complete and has reduced the noise to the neighbors.

- Downtown Revitalization second award is under way. The committee met and reviewed applications. SHPO (State Historic Preservation Office) has not seen the applications yet and they may pass their review by the next meeting with committee updates to follow.

- Open staff positions currently listed - Deputy City Clerk, Street Operator, Seasonal Cemetery Laborer, Police Investigative Sgt, and Police Officer.

- Two properties cleaned up - one was a decades long accumulation; another more recent; thank you to those who helped clean these properties up;

- Census info - a GIS technician is helpful to have on staff through this process. City Clerk/Treasurer Jerry Wilcox explained the census data was about six months late and there are statutory requirements for governing bodies to set their districts. The Secretary of State is pushing to get GIS people on board at all subdivision that need to set boundaries to handle the data files to set the boundaries in time.

- West Crete Annexation letters will be sent out this week to affected property owners.

Mayor Dave Bauer -

- The new Tuxedo Park Bridge creates an opportunity to show off this park again and get back to it being a well-used area for a number of recreation activities. The city is very thankful to have two bridges in that area that are brand new.

## 7. Adjournment

The meeting adjourned at 6:50 PM.

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Mayor

(SEAL)

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City Clerk

I, Jerry Wilcox, City Clerk-Treasurer 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

May 4, 2021

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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

(S E A L)

## CITY COUNCIL

## CLAIMS PAID

<b>Payee</b>	<b>Description</b>	<b>Amount</b>
AMERICAN TEST CENTER	ANNUAL DIELECTRIC TEST HOT STIC	\$2,448.00
AQUA-CHEM INC	450LBS CS 8440 POLYMER	\$4,068.00
BEATRICE CONCRETE CO	SALES TAX	\$326.78
BLACK HILLS ENERGY	UTILITY-485 S MAIN AVE	\$111.14
CAPITAL BUSINESS SYSTEMS	QTRLY SERVICE AGMT	\$747.15
CITY PAYROLL FUND	WAGES	\$81,020.74
CITY REVENUE FUND	PAPER TOWELS	\$22.32
CORE & MAIN LP	HER C6551G TRU-READ VISUAL REM	\$1,644.51
CRETE POSTMASTER	POSTAGE	\$1,050.18
CUMMINS	FUEL-WATER FILTER HEATER	\$957.04
EAKES OFFICE SOLUTIONS	OFFICE SUPPLIES	\$30.50
HEARTLAND NATURAL GAS	UTILITY-485 S MAIN AVE	\$153.27
JEO CONSULTING GROUP	R160333.00 CRETE WATER SYS IMPI	\$2,567.50
KIDWELL	SERVICE AGREEMENT	\$1,572.00
MAX I WALKER UNIFORM	UNIFORMS	\$128.99
M.E.A.N.	WHEELING EXPENSE	\$674,534.99
MUNICIPAL SUPPLY INC	FC1-720-720 6 FORD DI BOLTED CPL	\$505.29
MUTUAL OF OMAHA	LIFE INSURANCE	\$77.30
NE RURAL WATER ASSOC	2021 BACKFLOW CLASS-WADE LUTI	\$75.00
N.M.P.P.	AIR EMISSIONS & CERT OF COMPLI/	\$1,000.00
QUADIENT LEASING	POSTAGE LEASE PMT	\$140.03
SEWARD COUNTY NEWS	ANNUAL WATER REPORT	\$760.50
U.S. BANK	TOM CC, ZOOM INV78146615	\$161.14
UPS	POSTAGE	\$12.52
VAN DIEST SUPPLY	DIBRO 2+2 - 500#	\$1,185.00
<b>UTILITY FUNDS</b>	<b>SUBTOTAL</b>	<b>\$775,299.89</b>
ALA/BOOKLIST	2021 SUBSCRIPTION RENEWAL	\$169.50
ALL COPY PRODUCTS INC	KONICA LEASE	\$241.88
ALL FLOORS INC	CARPET	\$3,076.80
BAKER & TAYLOR	BOOKS/MAGAZINES	\$295.53
BLACK HILLS ENERGY	UTILITY-137 W 13TH ST	\$187.56
CAPITAL BUSINESS SYSTEMS	QTRLY SERVICE AGMT	\$2,423.97
CITY PAYROLL FUND	WAGES	\$120,839.61
SUMMER LIBRARY PROGRAM	T-SHIRTS	\$245.98
COOK'S ILLUSTRATED	2021 RENEWAL	\$24.95
CRETE GLASS	WINDSHIELD UNIT 7	\$65.00
EAKES OFFICE SOLUTIONS	OFFICE SUPPLIES	\$9.24
HEARTLAND NATURAL GAS	UTILITY-210 E 14TH	\$51.77
JEO CONSULTING GROUP	R200586.00 CRETE 2021 STREET IMF	\$1,927.40
KENT ADHESIVE PRODUCTS	OFFICE SUPPLIES	\$57.80
KIDWELL	SERVICE AGREEMENT	\$4,978.00
MACQUEEN EQUIPMENT	SHOP SUPPLIES	\$22,878.45
MANHATTAN LIFE ASSURANCE	ELECTIVE COVERAGE	\$7.21
MEN'S JOURNAL	#0469863468 RENEWAL	\$19.95
MOTHER EARTH NEWS	2021 RENEWAL	\$17.00

MAY 5, 2021

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CITY COUNCIL  
CLAIMS PAID

<b>Payee</b>	<b>Description</b>	<b>Amount</b>
MUTUAL OF OMAHA	LIFE INSURANCE	\$231.59
NAPA AUTO PARTS	HYDRAULIC FLUID	\$109.66
NEBRASKALAND TIRE INC	MOWER TIRE REPAIR	\$44.49
NEWMYER, ERIKA	REFUND MICRO-TBALL	\$30.00
ORSCHELN FARM AND HOME	3593 3-31-21 GRASS SEED	\$103.16
PITNEY BOWES GLOBAL	POSTAL METER LEASE	\$95.37
PRESTO-X	PEST CONTROL-1420 MAIN	\$106.00
QUADIENT	POSTAGE #7900 0440 8072 7245	\$313.18
RAMOS, ZORAIDA	APOLLO TRAINING	\$42.61
SCHINDLER ELEVATOR CORP	INSPECTION SERVICE	\$171.27
SEWARD COUNTY NEWS	MEETING NOTICE	\$10.23
SPLASH SWIM GOGGLES	SWIM GOGGLES	\$378.89
STEVENSON, JOY	APOLLO TRAINING	\$45.35
TRANSAMERICA LIFE	ELECTIVE COVERAGE	\$16.95
U.S. BANK	JERRY CC, HOME DEPOT	\$7,598.35
UMB BANK N.A.	ACCT #CN14	\$11,111.25
VAN DIEST SUPPLY COMPANY	VESSEL	\$310.00
VERIZON WIRELESS	UTILITY-1440 LINDEN	\$18.02
WACKEL'S MACHINE SHOP	VEHICLE EXPENSE	\$200.00
WINDSTREAM	PHONE-CRETE 911	\$816.25
YOST, BRAD	PAINTING UTILITY DEPT	\$1,340.00
<b>TAX FUNDS</b>	<b>SUBTOTAL</b>	<b>\$180,610.22</b>
<b>ALL FUNDS</b>	<b>TOTAL</b>	<b>\$955,910.11</b>



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## CITY COUNCIL SPECIAL MEETING

May 6, 2021 at 4:30 PM

Crete City Hall, 243 East 13<sup>th</sup> Street

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### MINUTES

Notice of the meeting was given by posting, the appointed method for giving notice. 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

#### 2. Roll Call

Ryan Hinz: Absent

Kyle Frans: Present

Jack Oelschlager: Present

Travis Sears: Present

Dale Strehle: Present

Present: 4, Absent: 1, Vacant 1.

#### 3. Items of Business

##### **3.A. Consider and provide a recommendation to the Nebraska Liquor Control Commission on approving Artisan Mark LLC's application for a catering endorsement to its existing retail liquor license.**

City Administrator Tom Ourada reported that this application for the catering endorsement has been delayed due to the vacancy in the City Clerk office. The Council would be taking action without a public hearing.

Recommend the Nebraska Liquor Control Commission approve the application of Artisan Mark for a catering license, Class IK. Carried with a motion by Travis Sears and a second by Jack Oelschlager.

Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

**3.B. Consider enacting Ordinance 2125: An ordinance amending Ordinance Nos. 2113 and 2116 to adjust the wages and salaries of non-bargaining unit employees.**

City Administrator Tom Ourada reported that this ordinance enacts the wage and pay scale changes approved at the last meeting.

Introduce Ordinance 2125 and suspend the rules that the ordinance be read on three different days. Carried with a motion by Travis Sears and a second by Dale Strehle.

Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

Approve Ordinance 2125 on final reading. Carried with a motion by Travis Sears and a second by Dale Strehle.

Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

**4. Officers' Reports**

**5. Adjournment**

The meeting adjourned at 4:45 PM.

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Mayor

(SEAL)

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City Clerk

I, Jerry Wilcox, City Clerk-Treasurer 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

(S E A L)



Account #: 408-00000

**RENTAL & SERVICE AGREEMENT**

CRETE WASTEWATER (Customer) and MAX I. WALKER UNIFORM RENTAL SERVICE (Supplier) hereby agree as follows:

1. Supplier agrees to purchase and furnish to Customer the items in Section 2 and detailed in any order form for additional items, if applicable (the "Materials"). The parties may agree to add Materials during the term, and such Materials shall be identified, in writing, and be subject to the terms and provisions of the Agreement at Supplier's current pricing.

2. Supplier shall, on a regular schedule, pick up, clean and deliver the following Materials to Customer:

ITEM DESCRIPTION	WKLY. EA. or PER CHANGE	ITEM DESCRIPTION	WKLY. EA. or PER CHANGE	ITEM DESCRIPTION	WKLY. EA. or PER CHANGE
#1 SHOP TOWEL	\$ 0.132	3X10 BLUE GREY MAT	\$ 5.550	3X5 SCRAPER MAT	\$ 2.780
ANTI - BAC FOAM SOAP-SALE	\$ 14.950	JKT PANEL CHAR	\$ 0.140	IND BLU/CH MICROCHECK SS	\$ 0.370
DICKIES REG JEAN	\$ 0.370				

3. The Customer may not discontinue service for any of its employees unless the employee is terminated and all their Materials are returned to Supplier or Supplier is paid a loss charge for the Materials not returned at the then current replacement or loss charge price. Temporary absences of employees due to sickness, vacations or other forms of leave have been taken into account in the weekly charge per item/employee; therefore, no credit shall be issued with respect to such absences. Employees on medical leave over four (4) weeks will be removed from the program and set back up upon their return.

4. Additional charges will be assessed for non-standard-sized shirts, jackets, coats and coveralls sized 2X and larger, pants waist 44" and larger and all long-bodied garments.

5. Preparation, emblem, restocking and service charges may be periodically adjusted by Supplier but not more than once annually.

6. All Materials rented hereunder shall remain the property of Supplier. Supplier shall mend, alter or replace the Materials to the extent Supplier considers to be normal wear and tear. Repairs or replacement to Materials necessitated by misuse, intentional destruction or use for purposes other than those normally intended for such Materials, shall be charged to the Customer at the Supplier's then current replacement or loss charge price. An automatic loss charge percentage may be charged on certain towel and apron items.

7. The term of this Agreement is for sixty (60) months, or two hundred sixty (260) weekly billing cycles, from date of initial delivery of new Materials or upon delivery of Materials due to a renewal of an existing Agreement. Written notice must be given by certified mail of any decision not to renew by either party at least sixty (60) days prior to end of the term. The rental prices set herein are guaranteed for one (1) year and may be adjusted, without formal notice, annually not to exceed five (5%) percent. This Agreement will automatically renew for like-term extensions if not terminated earlier as provided herein.

8. Customer acknowledges that Supplier will make a substantial investment in merchandise and equipment to fulfill this Agreement. For this reason, in the event of a breach of this Agreement by Customer, or upon termination by Customer prior to the expiration of the full Agreement term, Customer agrees to purchase all Materials and other articles in service at the Supplier's then current replacement price for such Materials. If Materials have been in use for at least one (1) year, the price shall be reduced by thirty (30%) to reflect depreciation. In the event this Agreement is terminated by Customer prior to the expiration of the full term, Supplier shall also be entitled to liquidated damages, paid as a reasonable approximation of actual damages and not as a penalty, in an amount equal to fifty percent (50%) of the estimated gross receipts for the remaining weeks of the unexpired term. Such estimated gross receipts are defined as the average of the sixteen (16) most recently completed weekly charges for rental and services immediately prior to termination, multiplied by the number of weeks remaining in the unexpired term of this Agreement. Both parties agree to this formula for determining liquidated damages incurred by Supplier recognizing the difficulty involved in determining actual damages.

9. If Supplier's operations are interrupted, or if its service herein provided for is delayed or postponed by the acts of God, industrial disturbances or other causes not within the reasonable control of Supplier, Supplier will make necessary adjustments in Customer's cost based on the actual reduction of service/ during such period and shall not be answerable or liable in damages for any postponement or delay, and the Customer shall not be released from its obligations hereunder.

10. Terms of this Agreement will be cash on delivery unless arrangements for other methods have been approved by Supplier prior to delivery. Charge account terms are Net 30. In the event the Customer's account becomes more than thirty (30) days past due, Supplier, at its option and without notice, may determine this Agreement to be in default and terminate service to the Customer without liability on the part of Supplier. However, the Customer shall be liable for the damages as determined under Paragraph 8 above. If a credit card is used for payments under this Agreement, a processing fee may be added to each invoice.

11. Receipt of a copy of this Agreement and acceptance and payment for the first delivery of Materials shall constitute acknowledgement by Customer of authority of the person executing this Agreement. The terms of this Agreement shall be confidential and shall not be disclosed by Customer without written consent of Supplier.

12. No modification or assignment of the Agreement shall be effective unless it is in writing and signed by both parties. This Agreement is binding on Customer and Customer's successors and assigns and shall continue in full force and effect, without limitation, regardless of any sale of Customer's business, whether such sale is made through a sale of assets, stock, assignment of rights or any other type of assignment or transfer of Customer's business. Customer consents to the adjudication of any dispute hereunder, without jury trial, in the County or District Court of Douglas County, Nebraska. If any provision of this Agreement is determined by a court of competent jurisdiction to be invalid, the remaining terms and conditions will remain in full force and effect.

13. All specialty/non-standard Materials and embroidered Materials will be on a "buy-back" basis at the Supplier's then current replacement or loss charge price if removed from the weekly, rental invoice for any reason including termination of this Agreement.

Customer to initial and date if receiving specialty/non-standard and/or embroidered Materials. Initial as read and understood: \_\_\_\_\_ Date: \_\_\_\_\_

14. Customer represents that it does not and will not have an agreement with any other supplier for furnishing of materials or other rental uniforms during the term. The Customer also represents and warrants that he/she/it has read this agreement in its entirety and understands each of the provisions herein.

WALKERS, INC., A Corporation doing business as

MAX I. WALKER UNIFORM RENTAL SERVICE (Supplier)

CRETE WASTEWATER

(Customer)

BY: Joe Lawson Routeman  
(Walker Representative) (Title)

BY: \_\_\_\_\_  
(Printed Authorized Customer Representative) (Title)

APPROVED BY: \_\_\_\_\_

SIGNED BY: \_\_\_\_\_

Signed this 12<sup>th</sup> day of May, 2021

Signed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

PLEASE NOTE-UNLESS NOTED AS FLAME RESISTANT, MATERIALS RENTED UNDER THIS AGREEMENT ARE NOT ACID OR FLAME RESISTANT.



May 14, 2021

Tom Ourada  
City of Crete  
243 E 13<sup>th</sup> Street  
Crete, NE 68333

RE: Crete 2021 Street Improvements  
JEO Project No. 200586.00

Dear Mr. Ourada,

On May 13, 2021, three bids were received for the project. The bidders included Bauer Underground, M.E. Collins Contracting, and Stephens & Smith Construction. Enclosed is a copy of the Bid Tabulation sheet that lists each bidder and their submitted prices. The lowest, responsible bidder is Bauer Underground from Lincoln, Nebraska, with a bid price of \$875,039.00. The start date for the work is July 1, 2021.

JEO worked with Bauer Underground on the 2020 Elmwood Paving Project and is familiar with their quality of work from various grading, drainage, paving, and signal construction projects throughout Lincoln.

To attract as many bidders as possible, invitations to bid were sent directly to over 100 contractors/suppliers and 3 plan houses.

Based on our review of the bids, budget, and our positive experience with Bauer Underground we recommend award of the bid to Bauer Underground. If you have any additional questions or comments, please do not hesitate to contact me by phone 713-201-2764.

Sincerely,

A handwritten signature in blue ink that reads "Nathan Boone".

Nathan Boone, PE, LEED AP  
Project Manager



## Bid Tab

**PROJECT | 2021 Street Improvements**

**JEO PROJECT NO. | 200586.00**

**LOCATION | Crete, Nebraska**

**LETTING | May 13, 2021 @ 11:00 AM**

**OPINION OF PROBABLE COST | \$850,000.00**

<b>Bidder</b>	<b>Total Group A</b>	<b>Total Group B</b>	<b>Total Group C</b>	<b>Total Group D</b>	<b>Total Group E</b>	<b>Total Group A, B, C, D &amp; E</b>	<b>Start Date</b>
Bauer Underground Lincoln, NE	\$168,850.50	\$170,541.00	\$166,650.00	\$214,186.50	\$154,811.00	\$875,039.00	July 1, 2021
M.E. Collins Contracting Co., Inc. Wahoo, NE	\$181,590.16	\$146,458.22	\$191,793.72	\$251,818.30	\$181,700.08	\$953,360.48	September 15, 2021
Stephens & Smith Construction Co., Inc. Lincoln, NE	\$183,722.66	\$153,959.82	\$217,930.32	\$330,893.90	\$210,552.98	\$1,097,059.68	June 7, 2021



# Tab Sheet

**PROJECT | 2021 Street Improvements**

**JEO PROJECT NO. | 200586.00**

**LOCATION | Crete, Nebraska**

Bauer Underground, Inc.	M.E. Collins Contracting Co., Inc.
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## GROUP A - 24TH STREET GAP PAVING (32' WIDE)

Item	Qty.	Unit	Description	Unit Price	Total	Unit Price	Total
1	1	LS	Mobilization		\$16,000.00		\$9,500.00
2	1	LS	Bonding and Insurance		\$1,600.00		\$1,100.00
3	1	LS	Clearing and Grubbing		\$1,300.00		\$6,300.00
4	3	EA	Remove Tree	\$600.00	\$1,800.00	\$2,000.00	\$6,000.00
5	148	SY	Remove Pavement	\$20.00	\$2,960.00	\$21.00	\$3,108.00
6	24	LF	Remove and Replace Curb and Gutter	\$70.00	\$1,680.00	\$47.00	\$1,128.00
7	269	SF	Remove Concrete Sidewalk	\$3.00	\$807.00	\$2.00	\$538.00
8	545	CY	Excavation, Established Quantity	\$18.00	\$9,810.00	\$13.70	\$7,466.50
9	1,385	SY	7" Concrete Pavement	\$57.50	\$79,637.50	\$72.00	\$99,720.00
10	159	SY	6" Concrete Driveway	\$70.00	\$11,130.00	\$67.00	\$10,653.00
11	1,544	SY	Subgrade Preparation	\$6.00	\$9,264.00	\$5.30	\$8,183.20
12	2	TONS	Gravel Surface Course	\$50.00	\$100.00	\$65.00	\$130.00
13	2	EA	Concrete Header	\$1,300.00	\$2,600.00	\$393.00	\$786.00
14	1	EA	Adjust Manhole to Grade	\$500.00	\$500.00	\$498.00	\$498.00
15	1	LS	Temporary Traffic Control Measures		\$1,600.00		\$2,330.00
16	2,769	SF	4" Concrete Sidewalk	\$8.00	\$22,152.00	\$6.70	\$18,552.30
17	104	SF	Detectable Warning Panels	\$30.00	\$3,120.00	\$30.00	\$3,120.00
18	2	EA	Reset Sign and Post	\$200.00	\$400.00	\$176.00	\$352.00
19	50	LF	Silt Fence, High Porosity	\$3.00	\$150.00	\$6.00	\$300.00
20	2	EA	Curb Inlet Sediment Filter	\$200.00	\$400.00	\$235.00	\$470.00
21	0.23	ACRE	Hydro-Seeding, Fertilizer and Mulch	\$8,000.00	\$1,840.00	\$5,892.00	\$1,355.16
<b>TOTAL GROUP A</b>					\$168,850.50		\$181,590.16

## GROUP B - NORMAN AVENUE GAP PAVING (32' WIDE)

Item	Qty.	Unit	Description	Unit Price	Total	Unit Price	Total
1	1	LS	Mobilization		\$16,000.00		\$9,500.00
2	1	LS	Bonding and Insurance		\$1,600.00		\$1,100.00
3	1	LS	Clearing and Grubbing		\$1,300.00		\$9,500.00
4	4	EA	Remove Tree	\$600.00	\$2,400.00	\$1,600.00	\$6,400.00
5	45	SY	Remove Pavement	\$30.00	\$1,350.00	\$21.00	\$945.00
6	594	SF	Remove Concrete Sidewalk	\$4.00	\$2,376.00	\$2.00	\$1,188.00
7	1	EA	Adjust Valve Box to Grade	\$500.00	\$500.00	\$158.00	\$158.00
8	368	CY	Excavation, Established Quantity	\$18.00	\$6,624.00	\$13.70	\$5,041.60
9	1,054	SY	7" Concrete Pavement	\$57.50	\$60,605.00	\$72.00	\$75,888.00
10	150	SY	6" Concrete Driveway	\$300.00	\$45,000.00	\$67.00	\$10,050.00
11	1,204	SY	Subgrade Preparation	\$8.00	\$9,632.00	\$5.30	\$6,381.20
12	2	TONS	Gravel Surface Course	\$50.00	\$100.00	\$65.00	\$130.00
13	2	EA	Concrete Header	\$700.00	\$1,400.00	\$393.00	\$786.00
14	1	LS	Temporary Traffic Control Measures		\$1,600.00		\$2,330.00
15	2,113	SF	4" Concrete Sidewalk	\$8.00	\$16,904.00	\$6.70	\$14,157.10

16	24	SF	Detectable Warning Panels	\$30.00	\$720.00	\$30.00	\$720.00
17	1	EA	Reset Sign and Post	\$200.00	\$200.00	\$176.00	\$176.00
18	50	LF	Silt Fence, High Porosity	\$3.00	\$150.00	\$6.00	\$300.00
19	2	EA	Curb Inlet Sediment Filter	\$200.00	\$400.00	\$235.00	\$470.00
20	0.21	ACRE	Hydro-Seeding, Fertilizer and Mulch	\$8,000.00	\$1,680.00	\$5,892.00	\$1,237.32
<b>TOTAL GROUP B</b>					\$170,541.00		\$146,458.22

**GROUP C - 20TH STREET GAP PAVING (32' WIDE)**

Item	Qty.	Unit	Description	Unit Price	Total	Unit Price	Total
1	1	LS	Mobilization		\$16,000.00		\$9,500.00
2	1	LS	Bonding and Insurance		\$1,600.00		\$1,100.00
3	1	LS	Clearing and Grubbing		\$1,300.00		\$10,500.00
4	11	EA	Remove Tree	\$600.00	\$6,600.00	\$2,000.00	\$22,000.00
5	195	SY	Remove Pavement	\$20.00	\$3,900.00	\$21.00	\$4,095.00
6	12	LF	Remove and Replace Curb and Gutter	\$90.00	\$1,080.00	\$47.00	\$564.00
7	1,669	SF	Remove Concrete Sidewalk	\$7.00	\$11,683.00	\$2.00	\$3,338.00
8	3	EA	Adjust Valve Box to Grade	\$500.00	\$1,500.00	\$295.00	\$885.00
9	737	CY	Excavation, Established Quantity	\$20.00	\$14,740.00	\$13.70	\$10,096.90
10	1,216	SY	7" Concrete Pavement	\$57.50	\$69,920.00	\$72.00	\$87,552.00
11	73	SY	6" Concrete Driveway	\$70.00	\$5,110.00	\$67.00	\$4,891.00
12	1,289	SY	Subgrade Preparation	\$7.00	\$9,023.00	\$5.30	\$6,831.70
13	2	TONS	Gravel Surface Course	\$50.00	\$100.00	\$65.00	\$130.00
14	2	EA	Concrete Header	\$700.00	\$1,400.00	\$393.00	\$786.00
15	1	LS	Temporary Traffic Control Measures		\$1,600.00		\$1,800.00
16	2,744	SF	4" Concrete Sidewalk	\$6.00	\$16,464.00	\$6.70	\$18,384.80
17	80	SF	Detectable Warning Panels	\$30.00	\$2,400.00	\$30.00	\$2,400.00
18	2	EA	Reset Sign and Post	\$200.00	\$400.00	\$176.00	\$352.00
19	50	LF	Silt Fence, High Porosity	\$3.00	\$150.00	\$107.00	\$5,350.00
20	0.21	ACRE	Hydro-Seeding, Fertilizer and Mulch	\$8,000.00	\$1,680.00	\$5,892.00	\$1,237.32
<b>TOTAL GROUP C</b>					\$166,650.00		\$191,793.72

**GROUP D - 19TH STREET GAP PAVING (32' WIDE)**

Item	Qty.	Unit	Description	Unit Price	Total	Unit Price	Total
1	1	LS	Mobilization		\$21,000.00		\$28,700.00
2	1	LS	Bonding and Insurance		\$1,600.00		\$1,100.00
3	1	LS	Clearing and Grubbing		\$1,300.00		\$9,500.00
4	7	EA	Remove Tree	\$600.00	\$4,200.00	\$1,600.00	\$11,200.00
5	224	SY	Remove Pavement	\$20.00	\$4,480.00	\$21.00	\$4,704.00
6	12	LF	Remove and Replace Curb and Gutter	\$90.00	\$1,080.00	\$43.00	\$516.00
7	838	SF	Remove Concrete Sidewalk	\$7.00	\$5,866.00	\$2.00	\$1,676.00
8	5	EA	Adjust Valve Box to Grade	\$500.00	\$2,500.00	\$295.00	\$1,475.00
9	5	EA	Remove Storm Sewer Structure (< 6' deep)	\$600.00	\$3,000.00	\$735.00	\$3,675.00
10	570	CY	Excavation, Established Quantity	\$18.00	\$10,260.00	\$13.70	\$7,809.00
11	1,237	SY	7" Concrete Pavement	\$57.50	\$71,127.50	\$72.00	\$89,064.00
12	94	SY	6" Concrete Driveway	\$40.00	\$3,760.00	\$67.00	\$6,298.00
13	1,237	SY	Subgrade Preparation	\$7.00	\$8,659.00	\$5.30	\$6,556.10
14	2	TONS	Gravel Surface Course	\$50.00	\$100.00	\$65.00	\$130.00
15	2	EA	Concrete Header	\$700.00	\$1,400.00	\$393.00	\$786.00
16	383	LF	Remove Storm Sewer Pipe (12" to 30")	\$20.00	\$7,660.00	\$21.00	\$8,043.00
17	2	EA	Concrete Collar	\$400.00	\$800.00	\$891.00	\$1,782.00
18	2	EA	Curb Inlet	\$4,400.00	\$8,800.00	\$5,261.00	\$10,522.00
19	1	EA	54" Dia. Concrete Manhole	\$5,500.00	\$5,500.00	\$6,175.00	\$6,175.00
20	310	LF	18" Round Equivalent (RE) RCP, Class III	\$80.00	\$24,800.00	\$72.00	\$22,320.00
21	70	LF	15" PVC Pipe, SDR 35	\$50.00	\$3,500.00	\$68.00	\$4,760.00

22	1	LS	Temporary Traffic Control Measures		\$1,600.00		\$2,070.00
23	2,654	SF	4" Concrete Sidewalk	\$6.00	\$15,924.00	\$6.70	\$17,781.80
24	80	SF	Detectable Warning Panels	\$30.00	\$2,400.00	\$30.00	\$2,400.00
25	2	EA	Reset Sign and Post	\$200.00	\$400.00	\$176.00	\$352.00
26	90	LF	Silt Fence, High Porosity	\$3.00	\$270.00	\$6.00	\$540.00
27	3	EA	Curb Inlet Sediment Filter	\$200.00	\$600.00	\$235.00	\$705.00
28	0.2	ACRE	Hydro-Seeding, Fertilizer and Mulch	\$8,000.00	\$1,600.00	\$5,892.00	\$1,178.40
<b>TOTAL GROUP D</b>					\$214,186.50		\$251,818.30
<b>GROUP E - 18TH STREET GAP PAVING (32' WIDE)</b>							
Item	Qty.	Unit	Description	Unit Price	Total	Unit Price	Total
1	1	LS	Mobilization		\$15,000.00		\$9,500.00
2	1	LS	Bonding and Insurance		\$1,600.00		\$1,100.00
3	1	LS	Clearing and Grubbing		\$1,100.00		\$10,500.00
4	10	EA	Remove Tree	\$600.00	\$6,000.00	\$2,000.00	\$20,000.00
5	184	SY	Remove Pavement	\$20.00	\$3,680.00	\$21.00	\$3,864.00
6	24	LF	Remove and Replace Curb and Gutter	\$70.00	\$1,680.00	\$47.00	\$1,128.00
7	4	EA	Adjust Valve Box to Grade	\$500.00	\$2,000.00	\$295.00	\$1,180.00
8	418	SF	Remove Concrete Sidewalk	\$5.00	\$2,090.00	\$2.00	\$836.00
9	809	CY	Excavation, Established Quantity	\$18.00	\$14,562.00	\$13.70	\$11,083.30
10	1,214	SY	7" Concrete Pavement	\$57.50	\$69,805.00	\$72.00	\$87,408.00
11	48	SY	6" Concrete Driveway	\$40.00	\$1,920.00	\$67.00	\$3,216.00
12	1,262	SY	Subgrade Preparation	\$9.00	\$11,358.00	\$5.30	\$6,688.60
13	2	TONS	Gravel Surface Course	\$50.00	\$100.00	\$65.00	\$130.00
14	2	EA	Concrete Header	\$700.00	\$1,400.00	\$393.00	\$786.00
15	1	LS	Temporary Traffic Control Measures		\$1,600.00		\$1,800.00
16	2,661	SF	4" Concrete Sidewalk	\$6.00	\$15,966.00	\$6.70	\$17,828.70
17	96	SF	Detectable Warning Panels	\$30.00	\$2,880.00	\$30.00	\$2,880.00
18	2	EA	Reset Sign and Post	\$200.00	\$400.00	\$176.00	\$352.00
19	50	LF	Silt Fence, High Porosity	\$3.00	\$150.00	\$6.00	\$300.00
20	0.19	ACRE	Hydro-Seeding, Fertilizer and Mulch	\$8,000.00	\$1,520.00	\$5,892.00	\$1,119.48
<b>TOTAL GROUP E</b>					\$154,811.00		\$181,700.08
<b>TOTAL GROUP A, B, C, D, &amp; E</b>					\$875,039.00		\$953,360.48

Stephens & Smith Constr.	
Unit Price	Total
	\$8,500.00
	\$2,900.00
	\$10,400.00
\$5,600.00	\$16,800.00
\$13.00	\$1,924.00
\$51.00	\$1,224.00
\$2.00	\$538.00
\$20.00	\$10,900.00
\$60.00	\$83,100.00
\$49.00	\$7,791.00
\$5.50	\$8,492.00
\$110.00	\$220.00
\$700.00	\$1,400.00
\$1,080.00	\$1,080.00
	\$3,600.00
\$6.00	\$16,614.00
\$35.00	\$3,640.00
\$170.00	\$340.00
\$14.00	\$700.00
\$326.00	\$652.00
\$12,642.00	\$2,907.66
	\$183,722.66

Unit Price	Total
	\$8,500.00
	\$2,900.00
	\$10,400.00
\$5,600.00	\$22,400.00
\$13.00	\$585.00
\$2.00	\$1,188.00
\$500.00	\$500.00
\$20.00	\$7,360.00
\$60.00	\$63,240.00
\$49.00	\$7,350.00
\$5.50	\$6,622.00
\$110.00	\$220.00
\$700.00	\$1,400.00
	\$3,600.00
\$6.00	\$12,678.00

\$35.00	\$840.00
\$170.00	\$170.00
\$14.00	\$700.00
\$326.00	\$652.00
\$12,642.00	\$2,654.82
	\$153,959.82

Unit Price	Total
	\$8,500.00
	\$2,900.00
	\$10,400.00
\$5,600.00	\$61,600.00
\$13.00	\$2,535.00
\$51.00	\$612.00
\$2.00	\$3,338.00
\$500.00	\$1,500.00
\$20.00	\$14,740.00
\$60.00	\$72,960.00
\$49.00	\$3,577.00
\$5.50	\$7,089.50
\$110.00	\$220.00
\$700.00	\$1,400.00
	\$3,600.00
\$6.00	\$16,464.00
\$35.00	\$2,800.00
\$170.00	\$340.00
\$14.00	\$700.00
\$12,642.00	\$2,654.82
	\$217,930.32

Unit Price	Total
	\$8,500.00
	\$2,900.00
	\$10,400.00
\$5,600.00	\$39,200.00
\$13.00	\$2,912.00
\$51.00	\$612.00
\$2.00	\$1,676.00
\$500.00	\$2,500.00
\$3,000.00	\$15,000.00
\$20.00	\$11,400.00
\$60.00	\$74,220.00
\$49.00	\$4,606.00
\$5.50	\$6,803.50
\$110.00	\$220.00
\$700.00	\$1,400.00
\$58.00	\$22,214.00
\$900.00	\$1,800.00
\$15,000.00	\$30,000.00
\$23,250.00	\$23,250.00
\$120.00	\$37,200.00
\$95.00	\$6,650.00

	\$3,600.00
\$6.00	\$15,924.00
\$35.00	\$2,800.00
\$170.00	\$340.00
\$14.00	\$1,260.00
\$326.00	\$978.00
\$12,642.00	\$2,528.40
	\$330,893.90

Unit Price	Total
	\$8,500.00
	\$2,900.00
	\$10,400.00
\$5,600.00	\$56,000.00
\$13.00	\$2,392.00
\$51.00	\$1,224.00
\$500.00	\$2,000.00
\$2.00	\$836.00
\$20.00	\$16,180.00
\$60.00	\$72,840.00
\$49.00	\$2,352.00
\$5.50	\$6,941.00
\$110.00	\$220.00
\$700.00	\$1,400.00
	\$3,600.00
\$6.00	\$15,966.00
\$35.00	\$3,360.00
\$170.00	\$340.00
\$14.00	\$700.00
\$12,642.00	\$2,401.98
	\$210,552.98
	\$1,097,059.68

## Use of Library

Within the library facility itself, the use of all reference books, magazines, other books, and public computers is available to all at no cost. There is a charge for using the copy machine, printing from patron computers, and laminating materials.

To borrow materials from the library, patrons must obtain a library card. Patrons residing within the following areas will not be charged for a library card:

- Saline County residents
- Rural Crete addresses that reside outside of Saline County
- Crete school district boundaries
- **Individuals who work in Crete**

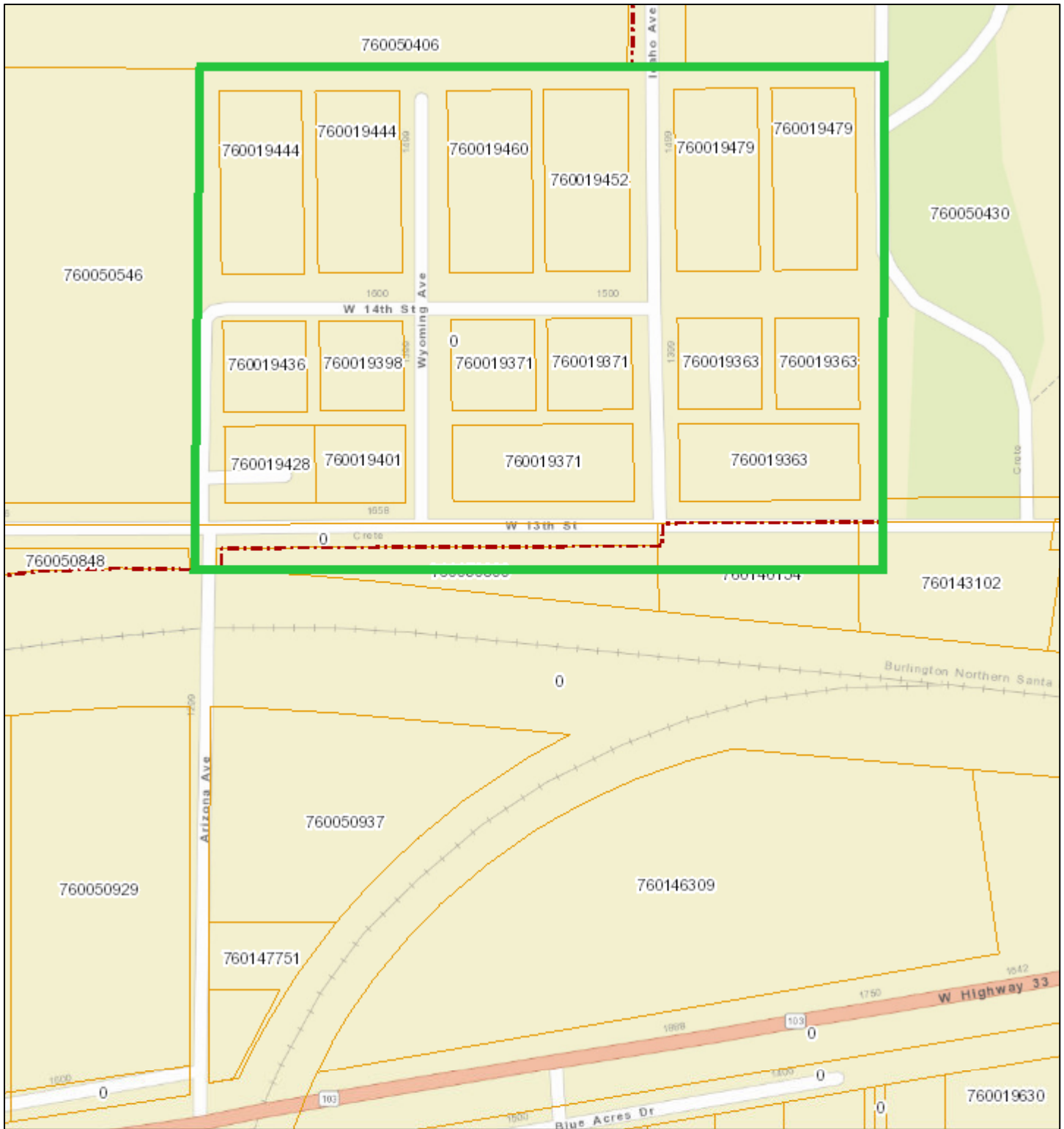
Patrons who do not live within the three areas listed above will be required to purchase an annual non-resident library card for \$30.00 per year. Cards may be obtained on an individual basis or as a family.

Adult patrons are required to show proof of identification and current address with a driver's license or some other picture I.D. Children 15 years old and younger must have a parent's signature on their application, along with their parents' driver's license number and address verification. Patrons may be asked to bring a piece of mail that they have received at their current address to verify that address.

Service to library patrons will not be denied or abridged because of gender, age, religion, race, social, economic, or political status.

Use of the public library or its services may be temporarily denied for due cause by the Director. Such cause may include failure to return materials and to pay fines, destruction of property, or other objectionable conduct on library premises.



*Approved by the Crete City Council, October 2019*



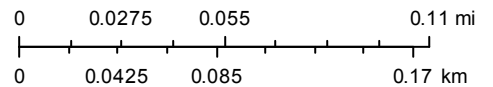
April 19, 2021

DISCLAIMER: This map is not intended for conveyances, nor is it a legal survey. The information is presented on a best-efforts basis, and should not be relied upon for making financial, survey, legal or other commitments.

Legend

-  Corp Limits
-  Parcels

1:3,261



Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community

**Crete West 13th Annexation Sewer**

Description	UNIT	Total	Unit Price	TOTAL PRICE
Railroad boring	LF	\$ 50.00	\$ 350.00	\$ 17,500.00
8" DIP restrained joint	LF	\$ 50.00	\$ 60.00	\$ 3,000.00
8" PVC SDR26 Sewer Main	LF	\$ 2,110.00	\$ 35.00	\$ 73,850.00
Manholes	VF	\$ 91.00	\$ 500.00	\$ 45,500.00
8"x4" Wye/Tee with 45 degree elbow and plug	EA	\$ 13.00	\$ 250.00	\$ 3,250.00
8" PVC SCH40 service line	LF	\$ 160.00	\$ 30.00	\$ 4,800.00
Testing	JOB	\$ 1.00	\$ 2,500.00	\$ 2,500.00
Final grading, cleanup	JOB	\$ 1.00	\$ 3,500.00	\$ 3,500.00
SWPPP	JOB	\$ 1.00	\$ 5,000.00	\$ 5,000.00
				-
<b>CONSTRUCTION TOTAL</b>				<b>\$ 158,900.00</b>

Design engineering, construction engineering, observe	12%	\$ 19,068.00
Contingencies	10%	\$ 15,890.00
<b>TOTAL</b>		<b>\$ 193,858.00</b>

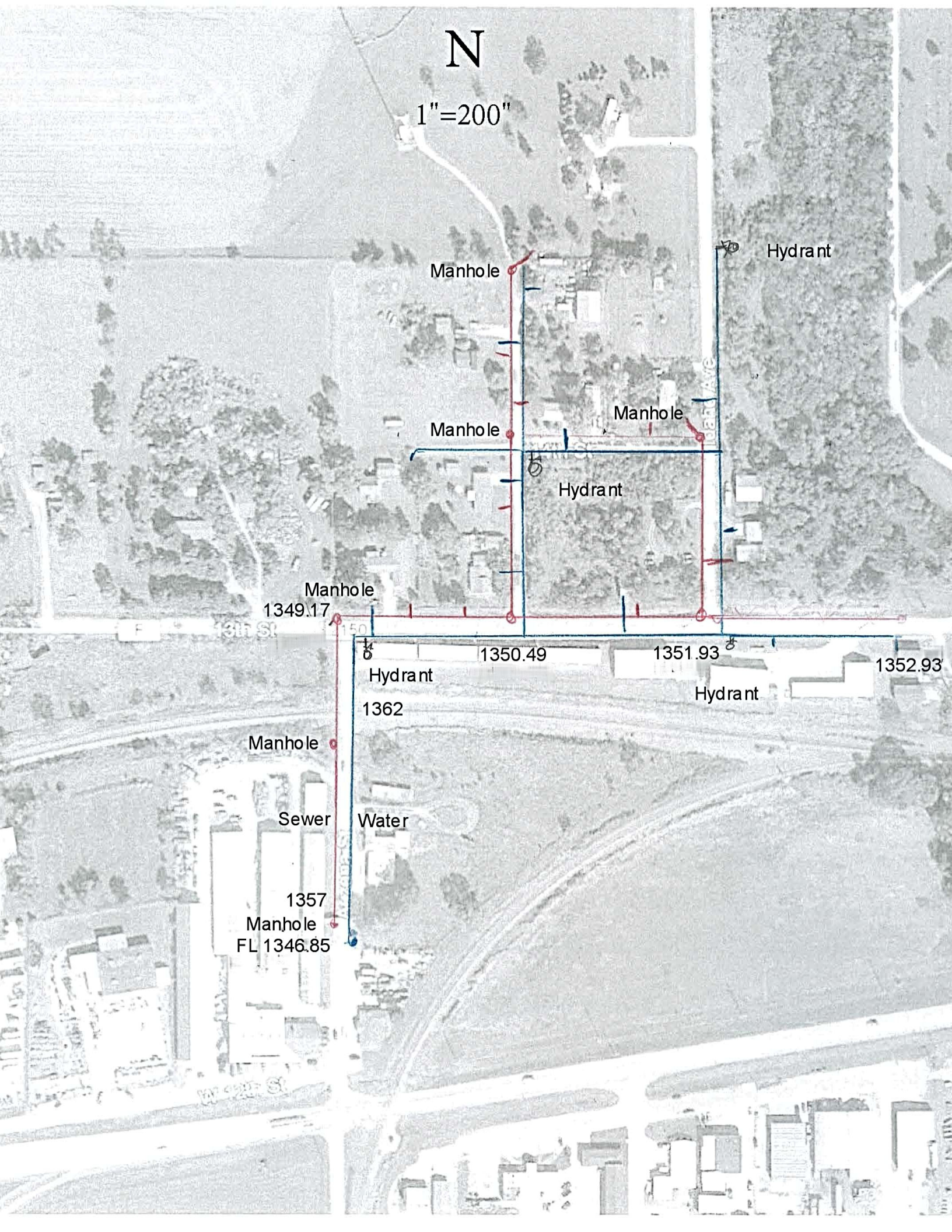
### Crete West 13th Annexation Water

Description	UNIT	Total	Unit Price	TOTAL PRICE
8" PVC DR18 Water line	LF	\$ 3,430.00	\$ 30.00	\$ 102,900.00
8" DIP CL 52 Water line restrained joint	LF	\$ 60.00	\$ 60.00	\$ 3,600.00
Railroad boring and casing	LF	\$ 50.00	\$ 350.00	\$ 17,500.00
6" PVC DR18 Water line	LF	\$ 60.00	\$ 30.00	\$ 1,800.00
8"x6" tee	EA	\$ 7.00	\$ 500.00	\$ 3,500.00
8" tee	EA	\$ 5.00	\$ 500.00	\$ 2,500.00
8" valve with roadway box	EA	\$ 19.00	\$ 1,200.00	\$ 22,800.00
8" MJ plug	EA	\$ 4.00	\$ 250.00	\$ 1,000.00
8" sleeve	EA	\$ 1.00	\$ 200.00	\$ 200.00
6" valve with roadway box	EA	\$ 6.00	\$ 1,000.00	\$ 6,000.00
6" Fire Hydrant	EA	\$ 5.00	\$ 3,500.00	\$ 17,500.00
1" service connections, tap and curb stop with box	EA	\$ 13.00	\$ 700.00	\$ 9,100.00
1" SDR 9 service line	LF	\$ 470.00	\$ 25.00	\$ 11,750.00
Testing	JOB	\$ 1.00	\$ 2,500.00	\$ 2,500.00
Final grading, cleanup, road gravel	JOB	\$ 1.00	\$ 5,000.00	\$ 5,000.00
				-
<b>CONSTRUCTION TOTAL</b>				<b>\$ 207,650.00</b>

Design engineering, construction engineering, observe	12%	\$ 24,918.00
Contingencies	10%	\$ 20,765.00
<b>TOTAL</b>		<b>\$ 253,333.00</b>

N

1"=200"



Manhole

Hydrant

Manhole

Manhole

Hydrant

Manhole

1349.17

13th St

1350.49

1351.93

1352.93

Hydrant

1362

Hydrant

Manhole

Sewer

Water

1357

Manhole  
FL 1346.85

West St

## **ORDINANCE NO. 2126**

**AN ORDINANCE OF THE CITY OF CRETE, NEBRASKA RELATING TO ANNEXATION; TO ANNEX CERTAIN CONTIGUOUS OR ADJACENT LAND CONTAINING WEST CRETE ADDITION; AND TO EXTEND THE CORPORATE LIMITS OF THE CITY.**

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRETE, NEBRASKA:**

**Section 1.** That, pursuant to Neb. Rev. Stat. § 16-117, all of the lands, lots, tracts, streets, and highways that encompass West Crete Addition, Saline County, Nebraska should be included within the corporate limits of the City of Crete. Said lands, lots, tracts, streets, and highways are depicted in the attached annexation plat and include:

All of the lands lots, tracts, streets, and highways located in the SE 1/4 of Section 28, Township 8N, Range 4E of the 6th P.M., Saline County, Nebraska that are bordered by, and include, 15th Street to the north, 13th Street to the south, Arizona Avenue to the west, and Utah Avenue to the east.

**Section 2.** That the land described above is contiguous or adjacent to the corporate limits of the City and of an urban or suburban character and shall hereby be annexed into and included within the corporate limits of the City of Crete.

**Section 3.** That said land shall remain zoned as R-3 Multi-Family Residential District as set forth in the zoning regulations of Chapter 11, Article 2 of the Crete Municipal Code.

**Section 4.** That all ordinances or parts of ordinances in conflict herewith shall be repealed and that any partial repeal shall not affect the other parts of ordinances that can be given effect without the repealed parts.

**Section 5.** That if any section, part, or provision of this ordinance is for any reason held invalid, the invalidity thereof shall not affect the validity of any other section, part, or provision of this ordinance.

**Section 6.** That this ordinance shall be published in pamphlet or book form and shall take effect and be in full force and effect from and after its passage, approval, and publication, as provided by law.

PASSED AND ENACTED the 15th day of June 2021.

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Mayor

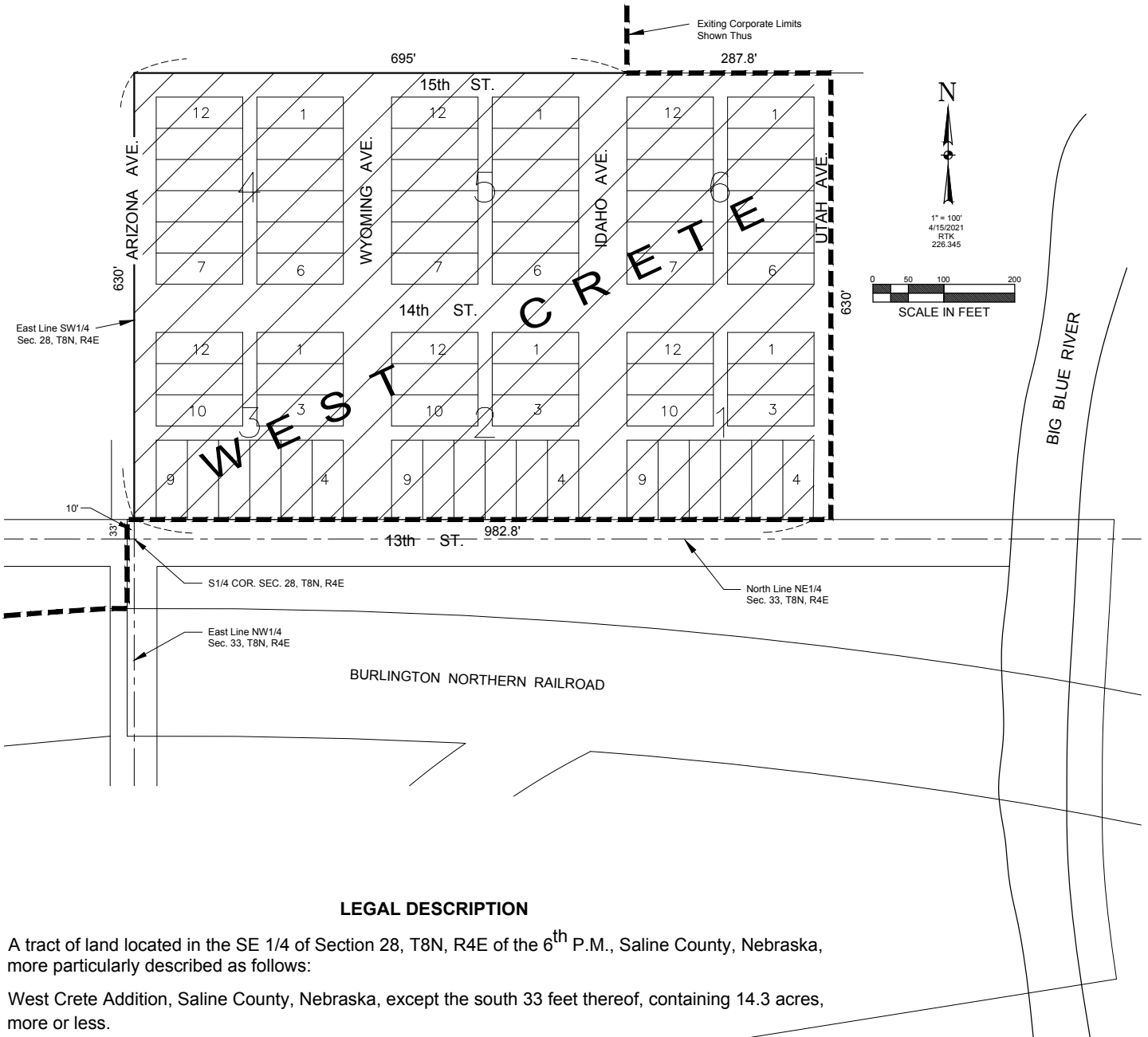
ATTEST:

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City Clerk

# ANNEXATION TO THE CITY OF CRETE, NEBRASKA

PART OF THE SE1/4 OF SECTION 28, T8N, R4E  
OF THE 6th P.M., SALINE COUNTY, NEBRASKA



## LEGAL DESCRIPTION

A tract of land located in the SE 1/4 of Section 28, T8N, R4E of the 6<sup>th</sup> P.M., Saline County, Nebraska, more particularly described as follows:

West Crete Addition, Saline County, Nebraska, except the south 33 feet thereof, containing 14.3 acres, more or less.

## SURVEYOR'S CERTIFICATE

I, Lynn D. Birkel, a registered surveyor of the State of Nebraska, hereby certify that this plat was prepared under my direction on April 13, 2021; that all dimensions are in feet and are correct to the best of my knowledge and belief.



Lynn D. Birkel, Nebraska L.S. #497  
GILMORE & ASSOCIATES, INC.

## ORDINANCE NO. 2127

**AN ORDINANCE OF THE CITY OF CRETE, NEBRASKA RELATING TO WAGES AND SALARIES; TO AMEND ORDINANCE NOS. 2113, 2116, AND 2125 TO ADJUST THE WAGES AND SALARIES OF NON-BARGAINING UNIT OFFICERS AND EMPLOYEES OF THE CITY OF CRETE.**

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRETE, NEBRASKA:**

**Section 1.** That the wages and salaries of non-bargaining unit officers and employees specified in Exhibit A of Ordinance No. 2125, which amended Ordinance Nos. 2113 and 2116, shall be amended and replaced by the new Exhibit A attached hereto. Said Exhibit shall be incorporated herein and in Ordinance Nos. 2113, 2116, and 2125 as though set out in full.

**Section 2.** That all other sections, provisions, or parts of Ordinance Nos. 2113, 2116, and 2125 that are not amended by this ordinance shall remain in full force and effect.

**Section 3.** That all ordinances or parts of ordinances in conflict herewith shall be repealed and that any partial repeal shall not affect the other parts of ordinances that can be given effect without the repealed parts.

**Section 4.** That if any section, part, or provision of this ordinance is for any reason held invalid, the invalidity thereof shall not affect the validity of any other section, part, or provision of this ordinance.

**Section 5.** That this ordinance shall be published in pamphlet or book form and shall take effect and be in full force and effect from and after its passage, approval, and publication, as provided by law.

PASSED AND ENACTED the 17th day of May 2021.

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Mayor

ATTEST:

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City Clerk

**ORDINANCE 2127**

**EXHIBIT A**

**NON-BARGAINING UNIT OFFICER AND EMPLOYEE SALARIES & WAGES**

<b>APPOINTED POSITIONS</b>	<b>Maximum Salary</b> Per Biweekly Pay Period
Chief of Police	\$3,637.52
City Administrator	\$5,446.44
City Attorney	\$4,730.38
City Clerk	\$3,084.02
Community Assistance Director	\$2,198.42
Director of Economic Development	\$3,069.57
Director of Finance	\$3,319.36
Director of Human Resources	\$2,595.74
Director of Parks & Recreation	\$3,146.34
Director of Public Works	\$4,384.54
Library Director	\$2,593.66
SSAR Report Preparation	1/4 Annual State Incentive Payment
Street Superintendent	3/4 Annual State Incentive Payment

<b>NON-APPOINTED POSITIONS</b>	Per Biweekly Pay Period
Building Inspector	\$2,616.62
Economic Development Coordinator	\$2,198.42
Human Resource Coordinator	\$2,198.42
Media Specialist	\$1,808.80
Police Lieutenant	\$2,846.22
Street Supervisor	\$2,413.26
Superintendent - Electric	\$3,476.80
Technology Coordinator	\$2,942.16

Grade	<b>Hourly Wage Scale</b>							
	1	2	3	4	5	6	7	8
<b>ADMINISTRATIVE</b>								
Administrative Assistant	\$14.48	\$15.36	\$16.24	\$17.11	\$17.99	\$18.87	\$19.75	\$20.62
Deputy City Clerk	\$20.34	\$21.36	\$22.38	\$23.40	\$24.42	\$25.44	\$26.46	\$27.48
Purchasing Clerk	\$17.63	\$18.56	\$19.50	\$20.43	\$21.37	\$22.30	\$23.24	\$24.17
<b>POLICE DEPARTMENT</b>								
Code Enforcement Officer	\$17.63	\$18.56	\$19.50	\$20.43	\$21.37	\$22.30	\$23.24	\$24.17
<b>LIBRARY</b>								
Assistant Director Incentive				\$2.00	\$2.53	\$3.05	\$3.58	\$4.10
Children's Librarian	\$16.56	\$17.43	\$18.29	\$19.16	\$20.02	\$20.88	\$21.75	\$22.61
Librarian	\$16.56	\$17.43	\$18.29	\$19.16	\$20.02	\$20.88	\$21.75	\$22.61
Library Clerk	\$14.45	\$15.09	\$15.73	\$16.37	\$17.01	\$17.64	\$18.28	\$18.92

**ORDINANCE 2127**

**EXHIBIT A**

**PUBLIC WORKS**

Admin Asst/Asst Office Manager	\$17.63	\$18.56	\$19.50	\$20.43	\$21.37	\$22.30	\$23.24	\$24.17
Bookkeeper/Billing	\$14.48	\$15.36	\$16.24	\$17.11	\$17.99	\$18.87	\$19.75	\$20.62
Cemetery Sexton	\$19.86	\$20.81	\$21.75	\$22.70	\$23.64	\$24.59	\$25.53	\$26.48
Customer Service Rep.	\$19.02	\$20.23	\$21.44	\$22.64	\$23.85	\$25.06	\$26.26	\$27.47
Foreman - Line	\$27.99	\$29.16	\$30.32	\$31.48	\$32.64	\$33.81	\$34.97	\$36.13
Foreman - Street	\$22.14	\$23.04	\$23.94	\$24.84	\$25.74	\$26.64	\$27.54	\$28.44
Foreman - Water	\$23.58	\$24.76	\$25.95	\$27.13	\$28.32	\$29.51	\$30.69	\$31.88
GIS Technician	\$17.03	\$17.82	\$18.62	\$19.42	\$20.22	\$21.02	\$21.81	\$22.61
Janitor	\$12.84	\$13.28	\$13.71	\$14.14	\$14.57	\$15.00	\$15.44	\$15.87
Line Groundperson	\$19.86	\$20.81	\$21.75	\$22.70	\$23.64	\$24.59	\$25.53	\$26.48
Lineman I	\$25.66	\$26.73	\$27.80	\$28.88	\$29.95	\$31.02	\$32.10	\$33.17
Lineman II	\$22.14	\$23.04	\$23.94	\$24.84	\$25.74	\$26.64	\$27.54	\$28.44
Office Manager	\$20.78	\$21.77	\$22.76	\$23.75	\$24.74	\$25.73	\$26.72	\$27.71
Operator - Power Plant	\$23.24	\$24.09	\$24.94	\$25.78	\$26.63	\$27.48	\$28.33	\$29.18
Operator - Street	\$19.86	\$20.81	\$21.75	\$22.70	\$23.64	\$24.59	\$25.53	\$26.48
Operator - Wastewater I-IV	\$18.75	\$19.65	\$20.56	\$21.46	\$22.37	\$23.27	\$24.18	\$25.08
Seasonal/Laborer	\$11.28	\$11.58	\$11.89	\$12.20	\$12.51			
Superintendent - Power Plant	\$26.92	\$27.98	\$29.05	\$30.11	\$31.17	\$32.24	\$33.30	\$34.37
Superintendent - Wastewater	\$28.74	\$29.94	\$31.15	\$32.35	\$33.55	\$34.75	\$35.95	\$37.16
Superintendent - Water	\$23.94	\$25.20	\$26.46	\$27.72	\$28.98	\$30.24	\$31.50	\$32.76
Transfer Station	\$14.81	\$15.54	\$16.27	\$16.99	\$17.72	\$18.45	\$19.18	\$19.91
Wastewater Lead Operator	\$24.82	\$26.08	\$27.34	\$28.60	\$29.86	\$31.13	\$32.39	\$33.65
Water Operator IV-II	\$17.92	\$19.28	\$20.65	\$22.01	\$23.38	\$24.74	\$26.11	\$27.47
Additional Duty	\$0.59	\$0.93	\$1.26	\$1.59	\$1.92	\$2.26	\$2.59	\$2.92
Meter Reader	\$0.37 per meter							

**PARKS AND RECREATION**

Parks Groundsperson Custodian	\$15.67	\$16.42	\$17.17	\$17.91	\$18.66	\$19.41	\$20.15	\$20.90
Parks Supervisor	\$21.92	\$22.85	\$23.77	\$24.70	\$25.62	\$26.54	\$27.47	\$28.39
Pool Cashiers	\$9.00	\$9.25	\$9.50	\$9.75	\$10.00			
Pool Lifeguards	\$9.50	\$9.75	\$10.00	\$10.25	\$10.50			
Pool Manager	\$12.40	\$12.76	\$13.13	\$13.50	\$13.87			
Pool Manager - Assistant	\$11.43	\$11.77	\$12.13	\$12.48	\$12.86			
Recreation Coordinator	\$18.61	\$19.28	\$19.96	\$20.63	\$21.30	\$21.97	\$22.64	\$23.31
Referees/Coaches	\$11.00							
Seasonal/Laborer	\$9.00	\$9.25	\$9.50	\$9.75	\$10.00			

**FIRE DEPARTMENT**

	per hour	biweekly
Fire Chief		\$417.80
Ambulance Administrator		\$319.73
Assistant Fire Chief		\$250.67
Ambulance Attendants	\$22.55	
Ambulance Maintenance	\$16.02	

# LEGISLATIVE BULLETIN

## LEAGUE OF NEBRASKA MUNICIPALITIES

107th Legislature, First Session

May 7, 2021 - Bulletin 19



### ITEMS OF INTEREST TO MUNICIPALITIES

- **LB 51: LAW ENFORCEMENT BILL** - Sen. Brewer files two negotiated amendments reinstating authority for RESERVE OFFICERS, subject to similar restrictions as “noncertified conditional officers”; **Please forward to your Police Chief**
- **LB 285:** Government Committee and Redistricting Committee hear amendment on timeline for redistricting
- **LB 131:** Legislature advances Urban Affairs Committee priority, including aid to municipalities owning and operating natural gas systems
- **LB 58:** Bill to change requirements for service by publication for delinquent liens arising from city or village special assessments enacted into law
- Forecasting board raises revenue projections

## **LB 51: LAW ENFORCEMENT BILL - Sen. Brewer files two negotiated amendments reinstating authority for RESERVE OFFICERS, subject to similar restrictions as “noncertified conditional officers”; Please forward to your Police Chief**

As reported in last week's *League Legislative Bulletin*, Gordon Sen. Tom Brewer and Ralston Sen. Steve Lathrop, Chair of the Judiciary Committee and introducer of LB 51, met after the bill was advanced to Select File and negotiated amendments to LB 51 (as amended on General File) to reinstate the authority for “reserve officers” which LB 51 (as originally introduced) would have deleted.

[Click here](#) for AM1249 filed by Sen. Brewer to amend Section 81-1438 (page 2, lines 11-21) reinstating authority for “reserve officers,” subject to essentially the same limitations as “noncertified conditional officers.”

[Click here](#) for AM1292 also filed by Sen. Brewer, which includes the following provision: “In awarding such grants, the commission shall prioritize smaller law enforcement agencies.”

Although LB 51 was scheduled on the agenda for consideration on Select File this last week, the Legislature did not yet consider the bill due to extended debate (filibusters) on other bills. LB 51 will be considered and passed this session, incorporating provisions of the “negotiated agreements” on LB 51 with: 1) the League and NSA; 2) Sen. Flood's BADGE amendment; and 3) Sen. Brewer's two amendments noted above.

### **BACKGROUND**

As previously reported, on March 19, the League Executive Board accepted a League staff recommendation to approve the “proposed negotiated agreement” with Sen. Lathrop and support the bill. Clearly, the “proposed negotiated agreement” does not address all of the many concerns expressed to the League by Police Chiefs and other municipal officials from cities of the first class, second class and villages. Notwithstanding, the “negotiated agreement” reflected in AM745 was adopted on General File on April 21, making SIGNIFICANT amendments to LB 51 so the bill would be more workable for police departments across the state. AM745 was approved with 41 ayes, 0 nays, 2 present and not voting and 6 excused and not voting.

As reported in numerous *League Legislative Bulletins* and emails, LB 51 (as originally introduced) was strongly **OPPOSED** by the League, Nebraska Sheriffs Association (NSA) and Greater Cities of Nebraska.

Representatives of the Fraternal Order of Police (FOP), Police Chiefs Association of Nebraska (PCAN), United Cities of Sarpy County and ACLU of Nebraska testified with others in **SUPPORT** of LB 51 (as originally introduced).

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[Click here](#) for Standing Committee Amendment (AM745), a “WHITE COPY” of LB 51 incorporating the negotiated agreement by the League and the Nebraska Sheriffs Association (NSA) with Sen. Lathrop (and the FOP).

[Click here](#) for the Judiciary “Committee Statement” summarizing sections of LB 51 as originally introduced; the League modified the “Committee Statement” in red, incorporating the Standing Committee Amendment (AM745) adopted on General File.

[Click here](#) for AM872, Sen. Flood's amendment to AM745 (on behalf of PCAN) to allow “noncertified conditional officers” to wear a BADGE, by striking line 24 on page 35 of AM745. *Thanks to the Police Chiefs of Cozad, Gordon and Gothenburg, the League and NSA were successful in negotiating provisions with Sen. Lathrop and the FOP to authorize “noncertified conditional officers”; Sen. Lathrop and the FOP agreed to allow*

*Continued on page 3*

## LB 285: Government Committee and Redistricting Committee hear amendment on timeline for redistricting

On May 5, the Government, Military, and Veterans Affairs Committee was joined by the Redistricting Committee to hear an amendment dealing with how the state and its political subdivisions will handle redistricting in light of delayed census data.

**Sen. Tom Brewer**, Chair of the Government Committee, introduced **AM1133** to **LB 285**. The amendment provides new deadlines for when political subdivisions will receive the census data they need to redraw their district boundaries. The new timeline under AM1133 is as follows:

**By Aug. 16, 2021:** Legacy Format Data delivered to the State of Nebraska.

**Aug. - Sept. 2021:** Special Session of the Legislature can be held.

**October 2021:** Counties draw precinct boundaries.

**Nov. 1, 2021:** Deadline for Coun-

ty Election Officials to provide precinct maps to the municipalities and other political subdivisions within their jurisdictions.

**Dec. 30, 2021:** Deadline for municipalities and political subdivisions to provide boundary lines to county election officials.

**Jan. 5, 2022:** Final deadline for any boundary adjustments to be made to be in effect for the 2022 Primary Election; Deadline for political subdivisions to certify their 2022 elections; and start of the 2022 candidate filing period.

Secretary of State Bob Evnen, and Deputy Secretary of State for Elections Wayne Bena testified to explain the amendment and how it was developed. In addition to the **League**, several other political subdivisions including **NRDs**, **schools**, **counties** and **community colleges** testified in favor of the amendment. The League representative urged the



Sen. Tom Brewer

Government Committee to adopt an additional amendment that waives the three-reading requirement for the ordinance that redraws the boundaries of the districts or wards. Because of the compressed time frame this year, several municipalities raised the concern that it will be challenging to have three readings on the ordinance that redraws the boundaries of districts or wards. The League requested that for this year only, a city council or village board be allowed to waive the three readings on the ordinance by supermajority vote that creates the new boundaries. Sen. Brewer filed AM1264 to LB 285 that addresses those concerns.

The League will continue to keep you updated on the status of LB 285 and the redistricting amendments in future *Legislative Bulletins*.

## LB 51: LAW ENFORCEMENT BILL

*Continued from page 2*

*“noncertified conditional officers” to carry a firearm after completion of training requirements and perform other law enforcement duties under the direct guidance and authorization of an approved field training officer, but would not agree to allow such “noncertified conditional officers” to wear a badge.* On behalf of PCAN, Sen.

Flood was successful in convincing Sen. Lathrop to support AM872.

**Thanks again to Sen. Lathrop** for accepting the “proposed negotiated agreement” (AM745) after spending several hours negotiating in good faith with the League and NSA to address some of our most important issues and concerns about the effects of LB 51, especially on smaller law enforcement agencies.

## LB 131: Legislature advances Urban Affairs Committee priority, including aid to municipalities owning and operating natural gas systems

Earlier this week, the Legislature advanced to Select File **LB 131**, which was amended to appropriate \$5 million for a grant program to municipalities that own or operate a natural gas plant or natural gas system to cover up to 90 percent of extraordinary costs incurred by the municipality as a result of the February extreme weather event. Extraordinary costs are defined as “expenses that exceed the usual average, or budgeted costs related to procuring and delivering natural gas, including the purchase of spot

or incremental natural gas, the purchase of gas to replenish depleted storage, overtime pay for utility workers, costs related to propane injection, and pipeline charges beyond the scope of normal and customary charges.”

Floor debate suggested that there might be amendments on Select File to narrow this definition.

LB 131 is introduced by Omaha Sen. Megan Hunt. The Urban Affairs Committee, Chaired by Omaha Sen. Justin Wayne, designated the bill as a priority bill.



*Sen. Justin Wayne*

## LB 58: Bill to change requirements for service by publication for delinquent liens arising from city or village special assessments enacted into law

**LB 58**, introduced by **Sen. Rich Pahls** of Omaha, changes the process for providing notice regarding a lien for a special assessment. The bill allows a notice containing the amount owed, due date and date the Board of Equalization meets instead of a copy of the published notice. The **City of Omaha** and the **League** both testified in favor of this bill at the public hearing before the Judiciary Committee. The Legislature gave LB 58 final approval on a 44-0 vote. The Governor signed the bill into law May 5.



*Sen. Rich Pahls*

## Forecasting board raises revenue projections

The Nebraska Economic Forecasting Advisory Board April 29 voted to raise revenue projections for the current fiscal year by \$90 million to \$5.6 billion. The nine-member board provides an advisory forecast of general fund receipts and meets in February, April and October in odd-numbered years.

The board adjusted the revenue projections based on anticipated increases of \$65 million in corporate income tax receipts and \$25 million in individual income tax receipts. Total projected revenue receipts for FY2021-22, however, were lowered by \$5 million. The FY2022-23 projections remain the same.

# LEGISLATIVE BULLETIN

## LEAGUE OF NEBRASKA MUNICIPALITIES

107th Legislature, First Session

May 14, 2021 - Bulletin 20



### ITEMS OF INTEREST TO MUNICIPALITIES

- **ARP Act: 1)** Funds & Requirements; **2)** NEMA Email on “Power Cots” Used by EMTs/Firefighters
- **LB 388:** Legislature debates municipalities offering internet services
- **LB 338:** Governor signs bill to redirect funding to broadband carriers capable of delivering higher internet speeds
- **LB 131:** Senators advance Urban Affairs Committee Priority Bill with aid to municipalities owning, operating natural gas systems
- **LB 388:** Legislature advances bill to adopt Broadband Bridge Act
- **LB 26:** Sales tax exemption on residential water use advances to Select File
- **LB 432:** Bill that contains Firefighter Cancer Benefits Act for paid and volunteer firefighters advances to final round of debate after League-negotiated amendment is adopted
- **LB 542 (Walz) and LB 579 (Moser):** LB 542, League-supported \$400 million highway bond bill to accelerate completion of the Expressway System delayed until 2022 session to review eligibility for possible financing with ARP Act funds; LB 579, League supported bill advanced to Select File requiring NDOT to provide more information regarding completion of the Expressway System

## LB 388: Legislature debates municipalities offering internet services

Once again, as part of the debate on **LB 388** discussed in another article in the *Legislative Bulletin*, there was an intense debate on the role of municipalities in providing internet services. Omaha **Sen. Justin Wayne** introduced an amendment that would authorize municipalities to sell internet services at retail under certain conditions.

Once again, several Senators told compelling stories about how poor internet speeds were in parts of their districts. Sen. Wayne emphasized that this is allowed in many surrounding states and municipal staff and business leaders coming from other states often are surprised that it is not allowed in Nebraska.

The amendment ultimately failed 26-17, but Sen. Wayne and others

vowed that this issue will return next year.

Thanks to the following Senators who voted either last week or this week for the concept of city- and village-provided broadband services:

- Sens. Carol Blood** of Bellevue;
- Tom Brandt** of Plymouth;
- Tom Brewer** of Gordon;
- Mike Groene** of North Platte;
- Lynne Walz** of Fremont;
- Mike Flood** of Norfolk;
- Tom Briese** of Albion;
- Steve Lathrop** of Omaha;
- Ray Aquilar** of Grand Island;
- Lou Ann Linehan** of Elkhorn;
- Megan Hunt, Machaela Cavanaugh, Terrell McKinney, John Cavanaugh, Mike McDonnell, Tony Vargas, Jen Day and Justin**



*Sen. Justin Wayne*

**Wayne** all of Omaha  
**Eliot Bostar, Adam Morfeld, Matt Hansen, Patty Pansing-Brooks and Anna Wishart** all of Lincoln.

## LB 338: Governor signs bill to redirect funding to broadband carriers capable of delivering higher internet speeds

On May 5, the Governor signed into law, **LB 338**, introduced by Brainard **Sen. Bruce Bosteman**. LB 338 amends the process of how a telecommunications carrier can be denied funding from the Public Service Commission if they are not offering sufficient broadband speeds.

Funding can be redirected to another carrier willing to provide broadband speeds. The League supported LB 338 at the public hearing.



*Sen. Bruce Bosteman*

Check the Legislature's web site for more information about your state Senators and the session. The web site address is <https://nebraskalegislature.gov/>

**State Capitol Mailing Address**  
**Senator**  
**District Number**  
**State Capitol**  
**PO Box 94604**  
**Lincoln, NE 68509-4604**

## **LB 131: Senators advance Urban Affairs Committee Priority Bill with aid to municipalities owning, operating natural gas systems**

Earlier this week, the Legislature advanced to Final Reading **LB 131**, which was amended to appropriate \$4 million for a grant program to municipalities that own or operate a natural gas plant or natural gas system to cover up to 80 percent

of extraordinary costs incurred by the municipality as a result of the February extreme weather event. As amended on Select File, extraordinary costs are defined as “expenses that exceed the usual average, or budgeted costs related to procuring

and delivering natural gas, including the purchase of spot or incremental natural gas, costs related to propane injection, and pipeline charges beyond the scope of normal and customary charges.”

## **LB 388: Legislature advances bill to adopt Broadband Bridge Act**

On May 12, the Legislature advanced to Final Reading **LB 388**, introduced by Henderson **Sen. Curt Friesen**, at the request of the Governor. LB 388 would adopt the Nebraska Broadband Bridge Act that would do a number of things, including creating a \$40 million fund to enhance rural broadband development. The \$40 million would be allocated out as \$20 million in this fiscal year and \$20

million in the next fiscal year. The broadband development also would have to be at higher speeds than currently required under Nebraska law to obtain funding. LB 388 was supported by the Governor, the League, the Public Service Commission, the Nebraska Public Power District, the Nebraska Farm Bureau, the Nebraska State Education Association, the Nebraska Telephone Association, the Nebraska Internet

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and Television Association, Allo Communications, Century Link, the Nebraska Farmers Union, Blueprint Nebraska, AARP, the Center for Rural Affairs and many others. Once again, during the debate on LB 388, there was considerable discussion on the role of municipalities in providing internet services. This debate is covered in more detail in another article in today's *Legislative Bulletin*.

## **LB 26: Sales tax exemption on residential water use advances to Select File**

On May 12, the Legislature advanced to Final Reading, **LB 26**, introduced by Omaha **Sen. Justin Wayne**. LB 26 would exempt residential water consumption from sales and use taxes. Currently, cities and villages with a local option sales tax would lose revenue from the repeal of this sales tax. The bill was opposed by **Jack Cheloha**, Deputy City Attorney/City Lobbyist for the

**City of Omaha**, the **City of Lincoln** and a **League representative**. Testifiers acknowledged that there are policy concerns with taxing drinking water and not bottled water.

However, the current revenues are imbedded in the current taxation system and removing these revenues will create a budget deficit.

## **Session to end May 27**

**Speaker Mike Hilgers** of Lincoln announced this week that the Legislature will likely adjourn sine die on May 27, four days ahead of the original schedule.

## LB 432: Bill that contains Firefighter Cancer Benefits Act for paid and volunteer firefighters advances to final round of debate after League-negotiated amendment is adopted

**LB 299**, introduced by **Sen. Mike McDonnell** of Omaha, creates the Firefighter Cancer Benefits Act. It provides that both paid and volunteer firefighters are eligible for cancer insurance benefits if certain criteria are met. The bill provides that “any rural or suburban fire protection district, airport authority, city, village, or nonprofit corporation may provide and maintain enhanced cancer benefits.”

Benefits include: 1. Diagnosis of severe cancer as defined in the bill (\$25,000); 2. Diagnosis of less severe cancer as defined in the bill (\$6,250); 3. Total disability monthly benefits for a maximum of thirty-six months (\$1,500 per month); and 4. Death benefit payable to beneficiaries of firefighter or estate of firefighter if no beneficiary is named (\$50,000).

A **League representative** testified in opposition to the bill at the Revenue Committee public hearing. The Revenue Committee amended LB 299 into **LB 432** and advanced it to the full Legislature for consideration.

On May 12, Sen. McDonnell introduced an amendment to address some of the concerns raised by the League. Sen. McDonnell, as well as **Sen. Mark Kolterman** and **representatives from paid and volunteer firefighter associations** worked on the compromise. The compromise includes the following:

1. Expenses for the Firefighter Cancer Benefit Act are outside the lid and levy restrictions.
2. The eligibility of benefits is reduced from 60 to 36 months after the cessation of status as firefighter. The amendment also provides that if a firefighter has a physical examination during the 36 months of eligibility that reveals evidence of cancer, the firefighter shall be eligible for benefits even if such benefits are paid after the 36-month eligibility period ends.
3. Additional standards for eligibility are included. The original bill required that a firefighter is eligible for the cancer insurance benefits if a) he or she passes a physical examination which fails to reveal any evidence of cancer and b) he or she serves at least 12 consecutive months as a firefighter. The amendment changes and adds to these standards of eligibility. First, the amendment requires that a person be a firefighter for two consecutive years, not 12 months. Secondly, the amendment requires the firefighter to “have been actively engaged in fire suppression at an actual fire or fire training event and wear all available personal protective equipment when fighting any fire, including a self-contained

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breathing apparatus when fighting structure fires.”

4. The State Fire Marshal is required to issue a report regarding firefighters including the type of department, including fire and rescue and fire only; the number of firefighters, including paid, paid per call and unpaid; department classification including all paid departments, all volunteer departments and combination paid and volunteer fire departments; and the number of fire stations.
5. A report also is required by the fire chief if firefighters are being provided cancer benefits. The amendment provides that “if the firefighters in a fire department are being provided cancer benefits under the Firefighter Cancer Benefits Act, the fire chief of such fire department, or his or her designee, shall submit an annual report to the governing body of the rural or suburban fire protection district, airport

*Continued on page 5*

## ARP Act: 1) Funds & Requirements; 2) NEMA Email on “Power Cots” Used by EMTs/Firefighters

### 1) ARP Act: Funds and Requirements

The League staff is reviewing the “Guidance” and FAQs recently issued by the U.S. Department of the Treasury, as well as other relevant information relating to the implementation of the **American Rescue Plan Act (ARP Act)**. Like the implementation of the CARES Act in 2020, it is critically important for municipal officials to stay informed about ongoing updates to the “Guidance” document, FAQs and other requirements of the ARP Act.

**Thanks to Irma Esparza Diggs, Senior Executive and Director, Federal Advocacy, National League of Cities (NLC), who will be presenting the most current information available about the ARP Act on Wednesday, June 23,**

**at 2 p.m. CT as part of the Virtual Municipal Accounting & Finance Conference.** Please visit NLC’s ARP Act Resource Hub [here](#).

Thanks to **Bryan Griffith**, NLC Manager of State League Services, for providing State Municipal Leagues ongoing updates including the following important information:

**NLC Federal Advocacy Update Call (May 12): Coronavirus Local Fiscal Relief Fund Treasury Dept. Guidance**

The Treasury Department has released comprehensive guidance on the allowable uses of the *Coronavirus Local Fiscal Relief Fund* in the American Rescue Plan Act. Join the legislative team at the National League of Cities as they unpack the guidance and share resources and recommendations for municipal

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officials to utilize the funds appropriately.

This briefing is available on-demand: <https://www.nlc.org/resource/from-the-event-coronavirus-local-fiscal-recovery-fund-treasury-dept-guidance-call/>. NLC is working on responses to questions asked during the NLC webinar.

**Key Takeaways from NLC’s Update Call:**

- **Final allocations for Metropolitan cities (populations greater than 50,000) have been released and Metropolitan cities can begin requesting funds through the Treasury Submission “Portal” as noted below.**
- **Cities and Villages with populations less than 50,000 are Non-Entitlement Units (NEUs) of Local Government under the ARP Act: Guidance, including allocations and receiving instructions, is expected to be released in the coming days. Please note that ARP Act funds for NEUs will be distributed by the State of Nebraska, not the U.S. Department of the Treasury;**

*Continued on page 6*

## LB 432: Bill that contains Firefighter Cancer Benefits Act advances

*Continued from page 4*

authority, city, or village served by such fire department listing the total number of fire suppression incidents occurring during the most recently completed calendar year. Such report shall be submitted on or before February 15, 2023, and on or before February 15 of each year thereafter.”

One of the concerns raised by the League was how the Firefighter

Cancer Benefits Act will affect Commission of Industrial Relations (CIR) cases, thereby making these benefits mandatory and not permissive for paid firefighters. [Click here](#) for a memo from Woods Aitken law firm that provides further details on this issue.

The Legislature adopted Sen. McDonnell’s amendment on a vote of 45-0 and then advanced the bill to the final round of debate.

## ARP Act: 1) Funds & Requirements; 2) NEMA Email on “Power Cots” Used by EMTs/Firefighters

Continued from page 5

as soon as the League staff finds out when and how such funds will be distributed by the state, we will inform cities and villages with populations less than 50,000. During his briefing on May 19, Gov. Ricketts likely will update League and LARM members about the timeline for distribution of ARP Act funds from the state to cities and villages with populations less than 50,000.

- Framework for **Interim Rule** is divided into three categories: non-exclusive lists of allowable expenditures, encouraged expenditures and prohibited expenditures.

### **Submission Portal is OPEN for Local Governments (with populations greater than 50,000)**

The portal for local governments that will receive their money directly from the Treasury is open. The [link can be found here](#). This link is for cities classified as Metropolitan Cities under the ARP Act (i.e., cities with a population greater than 50,000). Local governments designated as NEUs (i.e., cities and villages with a population less than 50,000) are eligible to receive *Coronavirus State and Local Fiscal Recovery Funds*, as provided in the ARP Act through their respective state government, not this link for cities with a population greater than 50,000.

### **SUBMISSION REQUIREMENTS for Local Governments (with populations greater than 50,000)**

To complete a submission on behalf of your jurisdiction, you will be asked to provide the following information:

1. Jurisdiction name, taxpayer ID number, DUNS Number, and address
2. Authorized representative name, title, and email
3. Contact person name, title, phone, and email
4. Funds transfer information, including recipient’s financial institution, address, phone, and routing number and account number
5. Completed certification document (to be signed by the authorized representative)

Jurisdictions must submit a request to receive funding even if they have previously applied for other programs through the Treasury Submission Portal. Eligible jurisdictions will receive further communications regarding the status of their submission via the email address provided in the Treasury Submission Portal.

### **Statement on Capital Projects Fund**

The U.S. Department of the Treasury this week released a brief statement on the overall purpose and application process for the *Coronavirus Capital Projects*

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*Fund* of the American Rescue Plan Act of 2021, which can be found on Treasury’s [website](#). The \$10 billion *Capital Projects Fund* was established to provide funding to states, territories, and Tribes to carry out critical capital projects directly enabling work, education, and health monitoring, including remote options, in response to the public health emergency with respect to the Coronavirus Disease (COVID-19). Treasury will begin to accept applications for review in the summer of 2021 and will issue guidance before that date. For updates, please check the Treasury [website](#) regularly or sign up for the [mailing list](#).

This week, Treasury also [launched](#) the *Coronavirus State and Local Fiscal Recovery Funds*, including releasing the [Interim Final Rule](#). The Funds provide emergency funding for state, local, territorial, and Tribal governments to respond to the pandemic and its economic impacts, **including making necessary investments in broadband infrastructure.**

Continued on page 7

## ARP Act: 1) Funds & Requirements; 2) NEMA Email on “Power Cots” Used by EMTs/Firefighters

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### Important links

- [Press release](#) describing the release of the *State and Local Fiscal Recovery Funds*.
- [The allocation of Metropolitan Cities](#), a term of art in the legislation referring to cities with a population greater than 50,000.
- [The allocation by state for the NEUs of local government](#). The breakdown for each NEU of local government (population less than 50,000) likely will be coming out next week, according to Treasury’s website.
- [Fact sheet State and Local Fiscal Recovery Funds and the Interim Final Rule](#).
- [Correspondence that Treasury circulated earlier this week](#),

[providing instructions about how eligible program recipients can request their allocation of Coronavirus State and Local Fiscal Recovery Funds](#).

### Other links

- [Funding Request Portal for Metropolitan Cities \(population greater than 50,000\) | U.S. Department of the Treasury](#)
- [Guidance on final allocations for metropolitan cities \(population greater than 50,000\) and estimated allocations for NEUs \(population less than 50,000\) | U.S. Department of the Treasury](#)
- [Interim Final Rule | U.S. Department of the Treasury](#)
- [Six Considerations to Leverage ARP Act Funds for Economic](#)

### Mobility

- FAQ – [Treasury FAQ for Coronavirus State and Local Fiscal Recovery Fund](#)
- Tool – [UPDATED Estimated Local Allocations in the ARP Act](#)
- FAQ – [ARP Act Local Relief Frequently Asked Questions](#)

### 2) ARP Act: NEMA Email on “Power Cots” Used by EMTs/Firefighters

[Click here](#) for an email from **Bryan Tuma**, Assistant Director of NEMA, regarding possible eligible use of **ARP Act funds** to purchase power cots used by EMTs and firefighters. Although funds from the CARES Act could not be used to purchase this equipment, it may be possible to do so with ARP Act funds.

## How a bill becomes a law

1. Bill introduced by Senator
2. Clerk assigns number to bill
3. Bill referred to committee
4. Committee has public hearing
5. Committee votes to:
  - Hold
  - Kill
  - Advance to General File
6. General File
7. Select File
8. Final Reading
9. Bill sent to Governor
  - Bill becomes law without governor's signature
  - Signed by governor
  - Vetoed by governor
10. Veto Override
11. Bill becomes state law

## **LB 542 (Walz) and LB 579 (Moser): LB 542, League-supported \$400 million highway bond bill to accelerate completion of the Expressway System delayed until 2022 session to review eligibility for possible financing with ARP Act funds; LB 579, League supported bill advanced to Select File requiring NDOT to provide more information regarding completion of the Expressway System**

On May 12, **LB 542**, introduced by Fremont **Sen. Lynne Walz**, to accelerate completion of the Expressway System with the issuance of bonds was considered on General File immediately following advancement of **LB 579 (Moser)** to Select File. In her opening remarks, Sen. Walz underscored the importance of expediting the completion of the Expressway System and agreed to delay consideration of the bill until the 2022 legislative session to review eligibility for possible financing with funds from the American Rescue Plan Act (ARP Act). As noted in the background below, Gov. Ricketts does not support issuing bonds since he prefers a “pay-as-you-go” method of financing; in recent discussions with the Governor’s office, Sen. Walz and others noted that expedited completion of the Expressway System also would be possible if the project is eligible for ARP Act funds. Consequently, the Legislature passed over further consideration of LB 542 this session.

**LB 579** was introduced by Columbus **Sen. Mike Moser** and selected as his personal priority bill to amend Section 39-1365.01 to add reporting requirements for the Nebraska Department of Transportation (NDOT) in its annual report to the Legislature, including more information about: 1) “all state highway



*Sen. Lynne Walz*



*Sen. Mike Flood*

projects under construction, other than any part of the expressway system, and the estimated cost of each project;” and 2) “a statement of the amount of money spent on the Expressway System, as of the date of the report, and the number of miles of the expressway system yet to be completed and expected milestone dates for other expressway projects, including planning, permitting, designing, bid letting and required funding for project completion.”

Before advancing LB 579 to Select File, Sen. Moser filed an amendment adopted on General File striking Section 1 of LB 579 (as originally introduced) which would have appropriated \$70 million to NDOT to repair infrastructure to highways, roads and bridges damaged by the 2019 flood and require



*Sen. Mike Moser*

NDOT to file for reimbursement from the federal emergency funds.

Thanks to Norfolk **Sen. Mike Flood** for speaking in support of LB 542 and LB 579. Sen. Flood helped educate other Senators on

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## LB 542 (Walz) and LB 579 (Moser): LB 542, League-supported \$400 million highway bond bill to accelerate completion of the Expressway System delayed until 2022 session to review eligibility for possible financing with ARP Act funds; LB 579, League supported bill advanced to Select File requiring NDOT to provide more information regarding completion of the Expressway System

*Continued from page 8*

the history of Gov. Kay Orr's vision for the development of the Expressway System and his efforts to help pass LB 84 in 2011. LB 84, the "Build Nebraska Act," dedicated one quarter of one percent of state sales tax revenue to provide funding for state highway capital improvement projects with 25 percent of the revenue used for construction of the Expressway System and federally-designated high-priority corridors.

### **BACKGROUND ON LB 542:**

On March 31, the Revenue Committee advanced **LB 542** to General File on a 7-0 vote with Standing Committee Amendment (AM401). AM401 strikes the original sections of the bill and becomes the bill. AM401 increases the maximum amount of bonds that could be issued from \$400 million (in the original bill) to \$450 million; it also appropriates the proceeds from the sale of the bonds to the State Highway Capital Improvement Fund, instead of the Highway Cash Fund. AM401 provides that 75 percent of the proceeds from the sale of bonds is to be used to accelerate completion of the Expressway System and federally designated high-priority corridors with the remaining proceeds to be used for surface transportation projects as determined by the Nebraska Department of

Transportation (NDOT).

Fremont **Sen. Lynne Walz** introduced LB 542 and selected the bill as her Personal Priority Bill to accelerate completion of the state's Expressway System by authorizing the State Highway Commission to issue up to \$400 million in bonds (with \$30 million in annual debt service). *As noted above, AM401 increased the maximum amount of bonds that could be issued from \$400 million to \$450 million.*

LB 542 would leverage a portion of the "Build Nebraska Act (BNA)" revenue; the BNA, authorized with passage of LB 84 in 2011, is a 20-year funding mechanism dedicating  $\frac{1}{4}$  of 1 cent of the existing general state sales tax receipts, 85 percent of which is dedicated for the expansion and reconstruction of the Expressway System, federally designated high-priority corridors, construction of new highways and other high-priority projects for the state Highway System. *(The BNA also dedicated 15 percent of the total revenue to municipalities and counties for road and street purposes.)*

Thanks to Norfolk **Mayor Josh Moenning** who led this initiative with strong support of a number of municipalities, the League and other organizations. Thanks to the following Mayors and others who testified at the Revenue Committee

## 2021 LEGISLATIVE SESSION



Hearing on March 3, 2021, with a **League representative** in strong **SUPPORT** of the bill: Fremont **Sen. Lynne Walz**; Columbus **Sen. Mike Moser**; Norfolk **Mayor Josh Moenning**; Columbus **Mayor Jim Buckley**; Fremont **Mayor Joey Spellerberg**; Wahoo **Mayor Jerry Johnson**; Dirk Petersen, representing "4 Lanes 4 Nebraska"; Felicia Hilton, representing **North Central States Regional Council of Carpenters**; and Jake Owens, representing the **York County Development Corporation**. *Thanks to the following organizations who submitted "written testimony" in **SUPPORT** of LB 542: Greater Omaha Chamber; Nebraska Chamber of Commerce; NACO; and ACEC Nebraska.* (The Associated General Contractors - Nebraska Chapter testified in a **NEUTRAL** position.)

Moe Jamshidi, P.E., Acting Director of NDOT, testified in **OPPOSITION** to LB 542. *(Gov. Ricketts does not support issuing bonds since he prefers a "pay-as-you-go" method of financing.)*

Crete Building Permit Log

Building	B21	22 Doris Martinez	Owner	\$ 27.00	4/7/2021	\$ 163,230	New door and windows	405 Hawthorne
Building	B21	23 Salud Mendez	Owner	\$ 48.00	4/7/2021	\$ 3,050	Replace Driveway	1050 Crestline
Building	B21	24 Eggebraaten	Brandt	\$ 48.00	4/7/2021	\$ 2,824	Remodel Existing Deck	350 W. 17th
Building	B21	25 Manuel Aquilar	Owner	\$ 27.00	4/9/2021	\$ 2,000	Storage Shed	2137 Main
Building	B21	26 Nate Walenta	Owner	\$ 27.00	4/12/2021		Backyard Shed	406 Hawthorne
Building	B21	27 Crete Area Medical	AJ donner	\$ 107.06	4/12/2021	\$ 18,799	Sidewalk	2910 Betten
Building	B21	28 Jose Lemus	Owner	\$ 60.40	4/13/2021	\$ 10,000	Egress Window, Covered Patio	642 Kingwood
Building	B21	29 Jesus Avelar	Owner	\$ 98.45	4/15/2021	\$ 9,845	Accessory Building	654 Briar Avenue
Building	B21	30 Lucia Luna	Owner	\$ 27.00	4/27/2021	\$ 2,000	Driveway	2120 Norman
Building	B21	31 Brent Bornemeier	Rezac Const.	\$ 77.96	4/28/2021	\$ 12,000	Basement Remodel	830 Iris
Building	B21	32 Ismael Santos Martinez	Owner	\$ 27.00	4/29/2021	\$ 2,000	Porch Deck	2250 Ivy #46
Building	B21	33 Crete Lumber	Crete Lumber	\$ 566.82	4/30/2021	\$ 137,932	New Home	2200 Woodsey Lane
Building	B21	34 Crete Lumber	Crete Lumber	\$ 729.99	4/30/2021	\$ 228,499	New Home	2027 Eastgate
Building	B21	35 Omar Valle	Owner	\$ 86.52	5/3/2021	\$ 14,000	New Foundation, Egress window	810 Hawthorne
Building	B21	36 Guillo Penate	Owner	\$ 48.00	5/6/2021	\$ 3,080	Deck Replacement	1855 Arthur Dr.
Building	B21	37 Kevin Moriarty	Gana	\$ 65.93	5/11/2021	\$ 9,100	Grade	2000 Myhill Lane
Building	B21	38 Dorothy Forbes	Owner	\$ 48.00	5/11/2021	\$ 5,000	Basement Remodel	529 Grove
Building	B21	39 Thu Barta	Miquel Mendez	\$ 27.00	5/12/2021	\$ 2,000	Foundation Repair	316 E. 7th
Building	B21	40 Doane Univeristy	Crete Lumber	\$ 142.65	5/13/2021	\$ 27,114	Replace Deck	535 Boswell
Building	B21	41 Kamina Sigala	Jose Mendez	\$ 133.60	5/14/2021	\$ 25,000	Remodel Home	520 Oak
Building	B21	42 Gary Fikar	Sack Lumber	\$ 48.00	5/14/2021	\$ 3,600	New Deck	1040 Pine