

CITY OF CRETE, NEBRASKA
CITY COUNCIL REGULAR MEETING

April 15, 2014

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. Petitions - Communications - Citizen Concern

4. Special Order of Business

4.A. Public Hearing - Horvath Communications Tower

4/15/14 Open public hearing at 6:00 PM Carried with a motion by Jack Oelschlager and a second by Dale Strehle.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

4/15/14 Close public hearing at 6:12 PM Carried with a motion by Dale Strehle and a second by Travis Sears.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

4/15/14 Approve special exception use permit, conditional on receipt of FFA no hazard determination and building permit approval on review of the City Attorney, City Administrator and Mayor and direct the attorney to draft an ordinance Carried with a motion by Jack Oelschlager and a second by Kyle Frans.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye, Travis Sears: No

Aye: 5, No: 1

Travis Sears: No

Rich Kotite - Horvath Communications tower 270 foot tall Conditional approval until FFA approval Lease approval at next council meeting

4.B. Public Hearing - Horvath Communications Tower

4/15/14 Open public hearing at 6:20 PM Carried with a motion by Jack Oelschlager and a second by Dale Strehle.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

4/15/14 Close public hearing at 6:25 PM Carried with a motion by Dale Strehle and a second by Kyle Frans.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

4/15/14 Deny the special exception use permit Carried with a motion by Travis Sears and a second by Dale Strehle.

Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye, David Bauer: No

Aye: 5, No: 1

David Bauer: No

Rich Kotite 235 tower FFA has approved calapse would not get to power lines 2 towers required because of different factors Mrs Bridger - cleaning up property, tower will look good, will be improvement

4.C. Audited Financial Statement

4/15/14 Accept the audit report and financial statement Carried with a motion by Travis Sears and a second by Kyle Frans.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

4.D. Radios

4/15/14 Approve purchase of 12 - 750 Motorola radios not to exceed \$12,000 from the equipment fund Carried with a motion by Dale Strehle and a second by Jack Oelschlager.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

4.E. Arbor Day Proclamation

4/15/14 Proclaim April 25, 2014 Arbor Day in Crete and authorize the Mayor to sign the proclamation Carried with a motion by Dale Strehle and a second by Judy Henning.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

4.F. Kirk Myers Fireworks Demonstration

4/15/14 Approve use of Tuxedo Park Lake Bed on May 17th or 24th for fireworks demonstration for retail customers Carried with a motion by Jack Oelschlager and a second by Dale Strehle.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

4.G. Employee Cafeteria Benefit Plan

4/15/14 Approve amendment to plan as presented and authorize the Mayor to sign Carried with a motion by Kyle Frans and a second by Jack Oelschlager.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

4.H. Special Claim - Rische

4/15/14 On the advice of the insurance carrier and City Attorney that the City was not negligent, deny the claim Carried with a motion by Kyle Frans and a second by Judy Henning.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

4.I. New Volunteer Firefighter

4/15/14 Approve Landon Widick as a volunteer firefighter and add to the insurance rolls Carried with a motion by Jack Oelschlager and a second by Kyle Frans.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 6, No: 0

4.J. Hillside Development Group

5. Resolutions & Ordinances

5.A. Ordinance 1890 Special Exception Use

4/15/14 Waive the requirement for reading on three separate days Carried with a motion by Dale Strehle and a second by David Bauer.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

4/15/14 Approve Ordinance 1890 on final reading Carried with a motion by Dale Strehle and a second by Jack Oelschlager.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

6. Officers' Reports

4/15/14 Forward recommendation from committee to Waive bidding requirements on difibulator for emergency purchase Carried with a motion by David Bauer and a second by Dale Strehle.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

Max - ED 101 at Heartland Tod - Smeal pre construction meeting Indianapolis conference for trainers July 26
bbq Steve - junior patrol 4th graders crossing to gun range SRO very successful, Mayor has received praise
Tom - 13th street, change order for concrete instead of grass where there are retaining walls, if not paid by federal, city should consider paying for change Water improvement project 46000 feet 37.99/ft more in May
New school, 18th and Iris intersection, Building inspectors car Developers and TIF Arbor day proclamation
Jack - p&r Mayor - Water challenge closed session Dale - Steve, purchase of difibulator

6.A. Life Pac 15 Defibrillator

4/15/14 Waive the bidding requirements and approve the emergency purchase of a LifePac 15 Defibrillator Carried with a motion by Dale Strehle and a second by Travis Sears.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

7. Consent Agenda

4/15/14 Approve consent agenda items as presented Carried with a motion by Travis Sears and a second by Dale Strehle.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

7.A. City Council Meeting Minutes

7.A.1. April 1, 2014

7.B. City Council Committee Meeting Minutes

7.B.1. Public Safety April 1, 2014

7.C. City Treasurer's Report

7.D. Claims Against the City

8. Adjournment

4/15/14 Mayor, City Council, City Administrator, City Attorney, City Clerk, Police Chief and Economic Development Director enter closed session 7:45 pm to discuss contract negotiations Carried with a motion by Travis Sears and a second by Dale Strehle.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

4/15/14 Mayor, City Council, City Administrator, City Attorney, City Clerk, Police Chief and Economic Development Director return to open session 8:17 pm Carried with a motion by Dale Strehle and a second by Travis Sears.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

4/15/14 Adjourn the meeting at 8:20 pm Carried with a motion by Dale Strehle and a second by Travis Sears.

David Bauer: Aye, Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

Mayor

(SEAL)

City Clerk-Treasurer

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

City Clerk-Treasurer

(S E A L)