

MINUTES OF MEETING

A meeting of the Mayor and City Council of the City of West Point, Nebraska was convened in open and public session at 5:30 P.M. on April 4, 2017 in the Council Chambers at the Municipal Building in West Point, Nebraska.

Present were: Mayor Johnson; Councilmembers: Paus, Ell, Swenson, Hugo, and Black.

Absent: Schlecht.

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

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

1. City appointed volunteer boards and commissions.
2. Approval of minutes of previous meeting.
3. Treasurer's report.
4. Claims.
5. Accept the membership of William J. Hagemann to West Point Volunteer Fire Dept. Company #2.

Voting Yea: Paus, Ell, Swenson, Hugo, and Black. Nay: None. Absent: Schlecht. Motion carried.

<u>CLAIMS</u>		
Payroll		206,118.45
City of West Point Payroll Tax Fund	Employer FICA	5,388.34
First National Bank Fremont	Retirement Contributions	3,335.21
Hugo Plumbing & Heating	Serv/Supplies	1,665.85
NED, Inc.	Ec Dev/Loan Proceeds	90,000.00
Central Valley Ag	Service	244.98
West Point Travel Plaza	Service	145.87
Wagner Tire	Service	771.01
Western Area Power Administration	Power	9,438.80
Sapp Bros.	Serv/Supplies	514.48
PetroMart	Service	1,552.31
City of West Point Payroll Tax Fund	Employer FICA	5,173.05
First National Bank Fremont	Retirement Contributions	3,228.58
NE Department of Revenue	Sales Tax	31,107.78
Constellation NewEnergy	Service	74.81

Madison National Life Ins.	Life Ins.	186.17
Black Hills Energy	Service	66.73
Companion Life	Life Ins.	259.47
United Healthcare	Health Ins.	45,678.38
MEAN/NMPP	Power	304,572.54
City of West Point Payroll Tax Fund	Employer FICA	5,644.54
First National Bank Fremont	Retirement Contributions	3,346.55
Auto Value Parts	Supplies	808.70
Barco Municipal Products	Supplies	732.25
Black Hills Energy	Service	1,872.36
Bomgaars Supply	Supplies	431.01
Cardmember Service	Service	616.93
Century Link	Service	1,034.55
Cuming County Public Power	Wheeling Service	5,552.68
Dutton Lainson Co.	Supplies	952.84
EMS Billing Service	Prof Services	1,043.26
Engelhardt TV	Service	62.50
The Farner Co.	Supplies	323.88
Floor Maintenance	Supplies	1,216.69
Gale/Cengage Learning	Books	552.27
Gall's Inc.	Supplies	592.26
Garratt Callahan Co.	Supplies	1,570.50
L. P. Gill Inc.	Tipping Fee	6,886.62
Gill Hauling	Hauling Fee	2,714.94
Graybeal's Food	Supplies	237.99
HD Supply Waterworks	Service	1,797.60
Harland Technology Service	Serv/Supplies	1,562.00
Ingram	Books	979.52
Jackson Services	Uniform Service	983.69
John A Stahl Library	Cash Adv	83.81
Kriz Davis Co.	Supplies	13,222.42
League of Nebraska Municipalities	Registration Fees	1,685.00
Leisure Lawn Care	Service	479.16
Mahaska	Supplies	263.04
MicroMarketing LLC	Supplies	536.45
Midwest Labs	Service	74.18
Midwest Tape	Supplies	129.33
Morrow, Davies & Toelle	Audit Services	13,800.00
Nebraska Library Commission	Service	1,030.00
OfficeNet	Serv/Supplies	479.99
Presto X	Service	166.04
Quality Printing & Supplies	Supplies	458.93
Schmader Electric	Service	420.00
Smidt's Sanitation	Service	177.00

Special Roads Fund	Mechanic Chgs	440.26
State Public Health Environmental Lab	Service	94.00
Stigge Machine & Supply	Serv/Supplies	186.45
USA Blue Book	Supplies	36.77
Verizon Business	Service	70.42
Verizon Wireless	Service	294.89
Vrbicky Computer Service	Service	247.18
West Point Implement	Service	113.18
West Point Library Foundation	Cash Adv	392.95
WPLW	Service	29,771.53
WPLW Operating Fund	Cash Adv	2,968.64
West Point Rescue	Cash Adv/Ambl Charges	5,044.16
Woerner's Garbage Service	Service	230.00
Yosten's True Value	Supplies	315.43
Biblionix	Service	2,700.00
Bound Tree Medical LLC	Supplies	9.15
Center Point Large Print	Books	44.34
Consolidated Management	Service	253.93
Ed Craig	Travel Expense	50.73
Credit Bureau Services	Collection	214.35
Cuming County Treasurer	Real Estate Taxes	249.18
Demco	Supplies	337.83
Equipment Services Inc.	Service	225.87
Gerald Asplin	Service	122.00
Great Plains Building Supply	Service	4,969.00
Heiman Fire Equipment	Supplies	157.70
Marlene Johnson	Travel Expense	64.20
Chris Kreikemeier	Travel Expense	38.35
Lawson Products	Supplies	131.97
Chad Miller	Travel Expense	1,078.56
Nalco Company	Service	232.00
Nebraska Dept of Roads	Maintenance Agreement	4,570.40
Norfolk Daily News	Ad	45.00
Northeast NE Economic Development	Service	993.42
OCLC, Inc.	Service	74.86
Overdrive, Inc.	Books	19.98
James Peatrowsky	Travel Expense	262.85
Peterson Body & Paint	Supplies	115.00
Pruss Excavation	Service	21,250.00
Sleuth	Maintenance Contract	2,583.00
Stan Ortmeier & Co.	Service	2,127.43
Truck Equipment Inc.	Supplies	191.05

The Mayor opened a public hearing to consider Street Improvement Project No. 2017-2 being the paving of Kaup Street from Grove Street to Park Street and asked if anyone was present who wanted to be heard regarding this project. The City Administrator first informed the Council that this is a GAP paving project with the adjoining property owners being assessed for the improved street. The proposed assessments would be as follows: Jason Redmond, 124 feet, \$10,044; Don Roeber, 124 feet, \$10,044 and the School District, 264 feet, \$21,384 with the City's portion being \$25,617.50. The following people came forward opposing the project: Jill Redmond, William McAllister representing West Point School District, Nicole Chambliss, Shane Lofgren, Dr. Scott Green, Kevin Larson and Don Roeber. The following people came forward in favor of the project: Ed Kaup and Paul Meyer. After all parties were given an opportunity to be heard, the Mayor closed the public hearing. The Council discussed the concerns expressed by those in attendance being the traffic issues, the safety issues; taxpayers paying for one-half of the project (city and school); the benefits, if any, to the adjacent property owners being assessed; and the cost of the project. Swenson then moved to drop Street Improvement Project No. 2017-2 and not proceed with it. Paus seconded the motion. Voting Yea: Paus, Ell, and Swenson. Nay: Hugo and Black. Absent: Schlecht. Motion carried.

The Mayor then opened a public hearing on the LB 840 Economic Development Citizen Advisory Review Committee six-month report. The City Administrator gave the report stating that the payments on previous loans are being made in a timely manner and that loans were approved for the Red Door Coffee project in the total amount of \$46,500. Money has also been expended for economic development to the West Point Chamber for \$15,000 and to Cuming County Economic Development \$5,000. Another project that will be funded is the South Highway 275 Drainage Project.

The Council then discussed the drainage/erosion problem occurring in the ravine in the Tower Lane Subdivision which was tabled from the previous meeting. William McAllister was present representing the School District and Al Kreikemeier and Dave Knobbe were present as the

adjoining property owners to the ravine. It was stated that trees are falling over along the ravine and it is eroding with 10 - 12 foot cuts. The proposed cause of this erosion was the additional moisture received the last several years and the water coming out of the city's drainage tube from Kaup Street and the school's drainage tube. The flow from the school's drainage tube has increased greatly since additional construction at the school and that most all of the school's runoff drains into this ravine or natural waterway. There is no inexpensive solution to stabilize this ravine and it will only get worse if nothing is done. Jerry Kaup came forward and stated he will be developing some lots on Kaup Street and will need to remove dirt from these lots and would donate some of this dirt if it would help. The City Administrator suggested that the city engineer look at the situation. Following discussion, it was suggested that all parties should meet with whatever information they had gathered to figure out the cost for a plausible solution.

Dave Wimmer appeared before the Council on behalf of the Park Board and was requesting permission to add 9 additional camper pads in Neligh Park at the current site and add a sewer dump station also at this site. All the infrastructure is in place and the pads could be done by city employees with a contractor hired to trench in the water and electric. Each pad would cost approximately \$1,500. Moved by Ell and seconded by Swenson authorizing the Park Board to proceed with the project of installing 9 additional camper pads at Neligh Park and a sewer dump station at this site. Voting Yea: Paus, Ell, Swenson, Hugo, and Black. Nay: None. Absent: Schlecht. Motion carried.

The Council considered the request from Jim Morrow for the use of the paved road in Neligh Park for the annual Power Drive Race scheduled for Saturday, May 6, 2017. This rally is going to be the state championship event. Moved by Paus, seconded by Ell, to authorize the use of the paved road in Neligh Park for the Power Drive Race on Saturday, May 6, 2017 from 7:00 A.M. to 5:00 P.M. Voting Yea: Paus, Ell, Swenson, Hugo, and Black. Nay: None. Absent: Schlecht. Motion carried.

The Council received the City's Audited Financial Statements for the fiscal year ending

September 30, 2016 as prepared by Morrow, Davies & Toelle, P.C. Moved by Swenson, seconded by Paus, acknowledging receipt of the audit. Voting Yea: Paus, Ell, Swenson, Hugo, and Black. Nay: None. Absent: Schlecht. Motion carried.

Next the Council discussed the time of holding the council meetings. For the past six months (during the winter) the council meetings have been held at 5:30 PM instead of at 7:00 PM. It was moved by Ell and seconded by Black to amend the city code book to show that the council meetings during the months of November through April would be held at 5:30 PM and during the months of May through October the meetings would be held at 7:00 PM. Voting Yea: Paus, Ell, Hugo and Black. Nay: Swenson. Absent: Schlecht. Motion carried. An ordinance will be prepared to amend the city code book to reflect this change and presented to the Council at the next meeting.

Moved by Swenson, seconded by Paus, to approve the following applications for a Special Designated Liquor Permit under the Nebraska Liquor Control Act:

- (a) Petromart for the West Point-Beemer High School Alumni Banquet on May 27, 2017.
- (b) Petromart for the GACC Jay Fest on June 9, 2017.
- (c) Petromart for the GACC Alumni Banquet on June 10, 2017.

Voting Yea: Paus, Ell, Swenson, and Hugo. Nay: Black. Absent: Schlecht. Motion carried.

Moved by Paus, seconded by Ell, to approve the claim of Hugo Plumbing & Heating for services and supplies in the amount of \$1,289.55. Voting Yea: Paus, Ell, Swenson, and Black. Nay: None. Abstaining: Hugo. Absent: Schlecht. Motion carried.

The next item on the agenda being to discuss the prospective purchase of real estate was tabled.

Ell introduced a resolution to approve Payment No. 1 to Sunrise Excavating Co. for South Highway 275 Drainage Improvement Project in the amount of \$4,334.08. Black seconded the motion. Voting Yea: Paus, Ell, Swenson, Hugo, and Black. Nay: None. Absent: Schlecht. Motion carried and said resolution adopted.

Moved by Swenson, seconded by Black, to adjourn at 7:31 P.M. Carried.

Mary Kempf, MMC
City Clerk