

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 PM on Monday, August 7, 2023 in the Council Chambers at the Municipal Building, 444 S. Main Street, West Point, Nebraska.

Present were: Mayor Schlecht; Councilmembers: Stokely, Penrose, Swenson, Buse and Smith. Absent: Swenson.

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 of the Council Chambers for public information. The Pledge of Allegiance was then recited.

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

1. City appointed volunteer boards and commissions - None.
2. Fire & rescue departments – accept the memberships of Nicole O'Brien and Erica Engelmeyer to West Point Rescue.
3. Approval of minutes of previous meeting.
4. Treasurer's report.
5. Claims.

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

	PAYROLL	217,068.59
RICK'S MILITARY	LB840 LOAN AND GRANT	40,000.00
CVA	POLICE FUEL	1,023.86
HUGO PLUMBING & HEATING	REP/MAINT SERVICE	1,268.15
SAPP BROS	FUEL	1,602.71
CHAMBER OF COMMERCE	EC DEV SERV 04-06/23	5,000.00
WAPA	ELEC POWER	14,741.93
CHRISTIANSEN CONSTRUCTION	POOL PYMT #9	533,949.46
NE DEPT OF REVENUE	SALES TAX	26,428.45
PETROMART	FUEL	1,604.82
NE DEPT OF REVENUE	PARK SALES TAX	281.88
WAGNER TIRE & REPAIR	FUEL	940.98
TRUCK EQUIPMENT	BUCKET TRUCK	199,623.00
NE DEPT OF ECON DEV	HOUSING REHAB-REVOLVING LOAN	2,495.39
CITY PAYROLL TAX FUND	EMPLOYER FICA	8,221.96
ASCENSUS	RETIRE CONTRIB	3,852.64
CCPD	ELEC POWER	208.37
ADRIAN AGUIAR	UTIL DEPOSIT RFND	200.00
JOHN AHRENS	UTIL DEPOSIT RFND	200.00
LORI ALLEN	UTIL DEPOSIT RFND	200.00
WHITNEY ASCHE	UTIL DEPOSIT RFND	200.00

SILVERIO BARRIOS	UTIL DEPOSIT RFND	200.00
TOM BAUMERT	UTIL DEPOSIT RFND	200.00
JUAN NABOR URQUIDEZ BENITEZ	UTIL DEPOSIT RFND	200.00
NATHAN BRACHT	UTIL DEPOSIT RFND	200.00
LYDIA BRASCH	UTIL DEPOSIT RFND	200.00
MATTHEW BRTEK	UTIL DEPOSIT RFND	200.00
PAM CLOUTIER	UTIL DEPOSIT RFND	200.00
RUSTY COLLINS	UTIL DEPOSIT RFND	200.00
CORE HEALTH CLUB	UTIL DEPOSIT RFND	250.00
DANYELL DECATUR	UTIL DEPOSIT RFND	150.00
GUSTAVO DIAZ	UTIL DEPOSIT RFND	400.00
SHERRY DITTMAN	UTIL DEPOSIT RFND	150.00
JONATHON ENGLUND	UTIL DEPOSIT RFND	200.00
PAIGE FAETH	UTIL DEPOSIT RFND	200.00
JEFFREY FEHRER	UTIL DEPOSIT RFND	200.00
HEATHER FISHER	UTIL DEPOSIT RFND	200.00
MIKAELA FLORES	UTIL DEPOSIT RFND	200.00
ANGELICA HERNANDEZ FUENTES	UTIL DEPOSIT RFND	200.00
TERESA GOMEZ	UTIL DEPOSIT RFND	200.00
ARYN HALSEY	UTIL DEPOSIT RFND	200.00
HANDS OF HEARTLAND	UTIL DEPOSIT RFND	250.00
HARVEST DEVELOPMENT	UTIL DEPOSIT RFND	500.00
LACHELLE HASEMANN	UTIL DEPOSIT RFND	200.00
JUDITH HASSLER	UTIL DEPOSIT RFND	200.00
MARCELO HERNANDEZ GARCIA	UTIL DEPOSIT RFND	150.00
KELLY JOHNSON	UTIL DEPOSIT RFND	200.00
LOGEMANN AUTO PARTS	UTIL DEPOSIT RFND	460.00
FELIPE MAGANA	UTIL DEPOSIT RFND	200.00
AMANDA MARSH	UTIL DEPOSIT RFND	150.00
JOHM MCKENZIE	UTIL DEPOSIT RFND	150.00
JAMES MEIERGERD	UTIL DEPOSIT RFND	150.00
AL MEISTER	UTIL DEPOSIT RFND	200.00
JENIFFER MUNDT	UTIL DEPOSIT RFND	200.00
PEDRO MUNIZ	UTIL DEPOSIT RFND	200.00
NORTHSTAR SERVICES	UTIL DEPOSIT RFND	200.00
JESUS ONATE	UTIL DEPOSIT RFND	200.00
PEDRO OROZCO	UTIL DEPOSIT RFND	200.00
TOM PEATROWSKY	UTIL DEPOSIT RFND	75.00
MATTHEW PENNER	UTIL DEPOSIT RFND	200.00
RACHEL PETTIT	UTIL DEPOSIT RFND	200.00
TIFFANY PLAGGE	UTIL DEPOSIT RFND	200.00
SAMUEL PROKOPEC	UTIL DEPOSIT RFND	200.00
ROSE MARY RAASCH	UTIL DEPOSIT RFND	200.00
ELIZABETH REMIREZ	UTIL DEPOSIT RFND	200.00
MARY ANNE RIEHART	UTIL DEPOSIT RFND	200.00
RUBBER BABY BUGGY BUMPERS	UTIL DEPOSIT RFND	250.00

S2 ROLL OFFS	UTIL DEPOSIT RFND	200.00
ENRIQUE SALDANA	UTIL DEPOSIT RFND	200.00
JUAN SALDANA	UTIL DEPOSIT RFND	150.00
ROBERT SCHMADERER	UTIL DEPOSIT RFND	200.00
CHRIS SCHULTZ	UTIL DEPOSIT RFND	200.00
STEVEN SCHULZ	UTIL DEPOSIT RFND	200.00
STEVE SCHWER	UTIL DEPOSIT RFND	200.00
AMANDA SIECKE	UTIL DEPOSIT RFND	200.00
ROGER STEENKEN	UTIL DEPOSIT RFND	200.00
NATE STREHLE	UTIL DEPOSIT RFND	200.00
MARK WALTER	UTIL DEPOSIT RFND	200.00
WENDI BUNN	UTIL DEPOSIT RFND	200.00
WHITE'S HOME COMFORT	UTIL DEPOSIT RFND	250.00
ERIC WIETFELD	UTIL DEPOSIT RFND	200.00
WIMER PROPERTIES	UTIL DEPOSIT RFND	450.00
ANTHONY YARGER	UTIL DEPOSIT RFND	200.00
LARRY ZOBEL	UTIL DEPOSIT RFND	200.00
MEAN	ELEC-POWER	313,621.00
CITY PAYROLL TAX FUND	EMPLOYER FICA	8,491.41
ASCENSUS	RETIRE CONTRIB	3,702.56
MUTUAL OF OMAHA	INS PREMIUM	1,360.96
BCBS	HEALTH INS	48,368.56
AQUATIC DESIGN CONSULTANTS	POOL PROJ ENGINEER-JUNE/JULY	8,533.50
ARNOLD MOTOR SUPPLY	SUPPLIES/REP/MAINT EQUIP	723.22
BSN SPORTS	PARK SUPPLIES	182.31
BARCO MUNICIPAL PRODUCTS	STREET-TRAFFIC SUPPLY	146.07
BLACK HILLS ENERGY	GAS SERVICE	668.64
BOMGAARS	SUPPLIES	1,133.08
BORDER STATES	PARK REP/MAINT	543.84
BORDER STATES INDUSTRIES, INC.	STREET LIGHTS/SUPPLIES	7,724.34
BOUND TREE MEDICAL	RESCUE SUPPLIES	2,557.76
ELAN FINANCIAL SERVICES	TRAIN/TRAVEL/SUPPLIES/REP/MAINT	3,752.82
CENTURY LINK	PHONE SERVICE	1,033.93
CONSTELLATION NEWENERGY	GAS SERVICE	371.28
CORE HEALTH CLUB	POLICE TRAINING	234.00
CCPD	ELEC WHEELING	5,791.80
DANKO EMERGENCY EQUIP	RESCUE SERVICE	110.00
DAVE'S DRYCLEANING	COMM CNTR SERVICE	22.00
DINSLAGE SMALL ENGINE	REPAIR/MAINT	84.51
KNOCK OUT PRINT & DESIGN	SUPPLIES	1,836.60
DUTTON LAINSON	ELEC DIST SUPPLIES	1,698.97
EAKES OFFICE SOLUTIONS	LIBRARY SERVICE/REPAIR	215.38
ELECTRONIC CONTRACTING	BLDG MAINT	832.50
ELITE COMPUTERS	OFFICE SUPPLIES	64.00
ENGELHARDT TV & COMM	LIBRARY-REPAIR	42.50
ENGELMEYER REPAIR	PARK EQUIP REP	3,408.64

ERNESTI TREE SERVICE	SERVICE	625.00
GALE/CENGAGE LEARNING	LIBRARY BOOKS	134.19
GALL'S INC	POLICE UNIFORMS	60.95
GARRATT CALLAHAN	SWR TRMT SUPPLIES	4,347.00
L. P. GILL	SAN TIPPLING FEE	9,311.90
GILL HAULING	SAN HAULING FEE	3,671.09
GRAYBEAL'S FOOD	SUPPLIES	102.95
HAWKINS	WTR TRMT SUPPLIES	4,474.91
HEIMAN INC	FIRE GEAR/UNIFORM	483.08
HLADKY FIRE & SAFETY	SERVICE/SUPPLIES	317.00
HD SUPPLY	SUPPLIES	974.37
INGRAM LIBRARY SERVICES	LIBRARY BOOKS	766.24
JACKSON SERVICES	UNIFORMS/SERVICE	1,079.17
JOHN A. STAHL LIBRARY	LIBRARY POSTAGE/CASH ADV	90.92
LEAGUE OF NE MUNICIPALITIES	SAN-TRAINING	55.00
LEISURE LAWN CARE	SERVICE	2,243.00
LESLIE'S POOLMART	SWR TRMT SUPPLIES	3,935.80
LOGEMANN AUTO PARTS	REP/MAINT EQUIP SUPPLIES	2,067.44
MAHASKA	COMM CNTR CONCESSIONS	139.99
MATHESON TRI-GAS	RESCUE SUPPLIES	307.29
MICROMARKETING	LIBRARY BOOKS	471.17
MIDWEST LABORATORIES	SWR TRMT SERVICE	143.80
MIDWEST TAPE	AUDIO BOOKS	113.20
MUNICIPAL SUPPLY	REP/MAINT	3,462.58
NEBRASKA PUBLIC HEALTH	WTR LAB SERVICES	1,999.00
NEBRASKA VET SERVICES	POLICE SERVICE	200.00
OCLC, INC.	LIBRARY SERVICE	596.62
ONE CALL CONCEPTS	SERVICE	89.03
ONE OFFICE SOLUTION	SUPPLIES	1,550.82
OVERDRIVE, INC.	LIBRARY BOOKS	109.00
OVERHEAD DOOR CO	WTR TRMT REP/MAINT	70.00
PRESTO X	SERVICE	389.76
QUICK MED CLAIMS	RESCUE-SERVICE	1,426.08
S2 ROLL-OFFS	GARBAGE SERVICE	320.00
HEREFORD WORKS	PARK REP/MAINT	327.76
ST JOSEPH'S HILLSIDE VILLA	SR CNTR MEALS	3,224.00
SEALS AND SERVICE	REP/MAINT EQUIP	467.64
SKYWAVE WIRELESS	SERVICE	224.95
SPECIAL ROADS FUND	REP/MAINT EQUIP	1,068.18
STALP GRAVEL	STREET REP	32.78
HD SUPPLY	REPAIRS	303.54
VERIZON BUSINESS	PHONE SERVICE	90.38
VERIZON WIRELESS	POLICE BROADBAND	120.03
VERIZON WIRELESS	CELL PHONE SERVICE	642.72
WAGNER TIRE & REPAIR	EQUIP REP	1,735.77
WELCH LAW FIRM	PROF SERVICE	1,555.35

WESCO RECEIVABLES CORP	REP/MAINT /MATERIALS/SUPPLIES	2,370.06
WP IMPLEMENT	STREET REP	286.60
WP LIBRARY FOUNDATION	SUPPLIES/BOOKS	375.20
WPLW	UTILITIES	35,523.66
WPLW	CASH ADV REIMBURSE	2,302.75
WP News	PUBLICATION COSTS /SUPPLIES	1,197.05
WP RESCUE	AMBULANCE CHARGES	500.00
WP RURAL FIRE DISTRICT	FIRE - 1/2 INS PREMIUM	2,139.00
WP TRUE VALUE	SUPPLIES	1,495.18
WOERNER'S GARBAGE SERVICE	SERVICE	267.00
911 CUSTOM	POLICE UNIFORM	136.97
AGRIVISION EQUIP GROUP	REPAIR	767.27
BOBCAT COMPANY	FID FUND-STREET EQUIP	9,697.06
COLONIAL RESEARCH	SUPPLIES	723.11
CONSOLIDATED MANAGEMENT	POLICE-TRAINING/AUSTIN MEALS	282.75
FRANCISCAN HEALTHCARE	SR CNTR SUPPLIES	180.24
GPM	SWR PLANT REP/MAINT	17,008.86
HOG SLAT	MAINT	4.84
HOLIDAY INN KEARNEY	SWR TRAINING/TRAVEL	259.90
HYDRAULIC EQUIP SERVICE	REP SUPPLY	1,892.71
HYDRO OPTIMIZATION & AUTOMATION	SERVICE/REPAIR	2,953.88
JACK'S UNIFORMS & EQUIP	POLICE CRUISER EQUIP	4,496.78
JOHNSON SERVICE	SWR MAINT	14,543.75
CHRIS KREIKEMEIER	SUPPLIES	48.11
MEISTER REPAIR	REP/MAINT EQUIP	1,017.50
NE LAW ENFORCEMENT TRAINING	POLICE TRAINING	250.00
NEBRASKA AUTO REPAIR	ELEC DIST EXP	262.20
NETWORK PARTNERS	POLICE SERVICE	155.00
OPTIMIZED SYSTEMS	COMM CNTR REPAIR	140.00
P & H ELECTRIC	FIRE-SIREN REPAIR	1,600.00
AUSTIN PEATROWSKY	TRAINING/MILEAGE	683.82
PENA JR MIGUEL	TRAINING/TRAVEL	59.05
PETERSON BODY & PAINT	SUPPLIES	127.00
PORT-A-JOHNS	RESTROOM RENTAL	150.00
SIFFRING LANDSCAPING	LIBRARY LANDSCAPING	385.62
ST. FRANCIS MEMORIAL HOSP	POLICE SERVICE	225.00
STAN ORTMEIER & CO.	COMM CNTR REPAIR	457.15
NE POWER REVIEW BOARD	ELEC ASSESSMENT	804.22
TITAN LABORATORIES	TRANSFORMER TESTING	351.64
TRAFFIC SAFETY WAREHOUSE	POLICE SUPPLIES	223.35
ULINE	SUPPLIES	139.23
VAN DIEST SUPPLY	SUPPLIES	561.00
BRETT VANCE	TRAINING/TRAVEL	141.21

David Branch, Cuming County Economic Development Director, appeared before the Council and presented the Interlocal Agreement between Cuming County, the City of West Point, the City of Wisner, the Village of Beemer and the Village of Bancroft and the funding paid by each entity. He also gave an update on different projects in the County. The Interlocal Agreement proposes Cuming County pay 60%, City of West Point pay 15%, City of Wisner pay 10%, and the Village of Beemer and Village of Bancroft each pay 7.5% for the 2023-2024 year. Following review, it was moved by Smith and seconded by Stokely, to terminate the current Interlocal Agreement between Cuming County, the City of West Point, the City of Wisner, the Village of Beemer and the Village of Bancroft and approve the new Interlocal Agreement whereby the City of West Point will pay \$20,779.13 for Cuming County Economic Development. Voting Yea: Stokely, Penrose, Buse, Hugo, and Smith. Nay: None. Absent: Swenson. Motion carried.

The next agenda item was the use of Eminent Domain to acquire the property located at the W 1/2 of Lots 5 and 6 (House located at 130 E. Sheridan St.) and the South 4.44 feet of the West 65.33 feet of Lot 4 (containing 290.07 square feet, more or less), in Block 47, in the Original Plat of the City of West Point, Cuming County, Nebraska owned by Frat Order of Eagles. After discussion, it was moved by Stokely and seconded by Smith to set the terms of the purchase agreement as follows: (1) purchase price of \$150,000 with no increases, (2) a delayed closing with a cap of seven (7) years, and (3) 120 day notice after construction contract awarded. If the City has not started construction in that time this agreement will be terminated. Voting Yea: Stokely, Penrose, Buse, Hugo, and Smith. Nay: None. Absent: Swenson. Motion carried.

Drew Wimer, Vice President of West Point Rescue, advised the Council that Rescue has looked at bringing the billing back in house. For several years, the City has contracted with Quick Med Claims/EMS for their services. Under the Zoll Data Systems contract, Rescue personnel partnering with City employees would handle the billing. This would allow for more of the revenue to remain with the Rescue. The proposed contract is a 3-year contract with auto renewal. It was moved by Smith, seconded by Penrose, that the City accept the contract with Zoll Data Systems for a three-year term and that the Mayor be authorized to sign said contract. Voting Yea: Stokely, Penrose, Buse, Hugo, and Smith. Nay: None. Absent: Swenson. Motion carried.

Police Chief, John Adams, appeared before the Council to review the Interlocal Agreement for Law Enforcement Jurisdiction regarding the Cuming County Sheriff and the West Point Police Department. This agreement will be for a five year term and allow for joint law enforcement between the City of West Point and Cuming County and grant the City's police officers law enforcement powers on portions of streets and highways outside the City's territorial jurisdiction on the following road: (1) Highway 275 from Highway 32 South to County Road F; (2) Highway 32 from Highway 275 East to County Road 18; (3) County Road 18 from Highway 32 North to Washington Street; (4) Washington Street from Public School Road east to County Road 18; and (5) Highway 275 from Johnson Road North to Highway 9. It was moved by Stokely and seconded by Smith to approve the Interlocal Agreement for Law Enforcement Jurisdiction between Cuming County, Nebraska and the City of West Point, Nebraska and that the Mayor be authorized to sign said agreement. Voting Yea: Stokely, Penrose, Buse, Hugo, and Smith. Nay: None. Absent: Swenson. Motion carried.

The City Administrator then proceeded to report, on behalf of the Economic Development Committee, the following LB 840 Economic Development applications:

1. CC Thor Investments West Point LLC requesting \$45,000.00. Renovation and repair of the former Bohemian Duck building. The Committee recommended \$45,000.00 with a \$22,500.00 grant and a \$22,500.00 loan with a five-year term on box.

It was moved by Penrose and seconded by Buse to approve the recommendations of the Economic Development Committee for the above loan and grant from the LB 840 Economic Development Funds as presented. Voting Yea: Stokely, Penrose, Buse, Hugo and Smith. Nay: None. Absent: Swenson. Motion carried.

Moved by Smith, seconded by Penrose to approve the following application for a Special Designated Liquor Permit under the Nebraska Liquor Control Act:

- (a) Feyerherm Enterprises LLC dba Roadhouse Lounge, for a Wedding Reception on September 9, 2023 at Nielsen Community Center from 5:00 PM to 12:00 PM.

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

Moved by Buse, seconded by Smith, to approve the claim of Hugo Plumbing & Heating for services and supplies in the amount of \$14,510.04. Voting Yea: Stokely, Penrose, Buse and Smith. Nay: None. Absent: Swenson. Abstain: Hugo. Motion carried.

Smith introduced the following resolution and moved its adoption:

BE IT RESOLVED BY THE MAYOR AND COUNCIL of the City of West Point, Nebraska, to approve Application/Payment No. 10 in the amount of \$468,046.90 to Christiansen Construction Company for the West Point Aquatic Center Project and authorize the City Clerk to make payment.

Stokely seconded the motion. Voting Yea: Stokely, Penrose, Buse, Hugo and Smith. Nay: None. Absent: Swenson. Motion carried and said resolution adopted.

Next Buse introduced the following resolution and moved its adoption:

BE IT RESOLVED BY THE MAYOR AND COUNCIL of the City of West Point, Nebraska, to approve Change Orders 1 and 2 and Payment #2-Final in the amount of \$99,364.00 to Rutjens Construction Inc. for the relocation of utilities for the Hwy 275 Expressway project.

Stokely seconded the motion. Voting Yea: Stokely, Penrose, Buse, Hugo and Smith. Nay: None. Absent: Swenson. Motion carried and said resolution adopted.

Moved by Penrose, seconded by Smith, to adjourn at 6:45 P.M. Voting Yea: Stokely, Penrose, Buse, Hugo and Smith. Nay: None. Absent: Swenson. Motion carried.