

**Wahoo Public Library****Wahoo, Nebraska****April 25, 2023**

The Council met in regular session in the Wahoo Public Library, 637 N Maple, in compliance with the agenda posted at City Hall, Post Office and First Bank of Nebraska, and the City of Wahoo website, with each Council member being notified of the agenda prior to the meeting. The meeting was called to order by Mayor Gerald D. Johnson at 7:00 p.m. and opened with the Pledge of Allegiance. The public was informed of the location of posting of the Open Meetings Law. Roll call was taken with the following Council members present: Stuart Krejci, Chris Rappl, Patrick Nagle and Ryan Ideus, Carl Warford, and Shane Sweet. Council Members absent: None.

Library Director Denise Lawver gave a report on the 100<sup>th</sup> anniversary celebration and the upcoming kick off for the summer reading program that will run from May 22<sup>nd</sup> through July 28.

City Administrator Melissa Harrell reported on the upcoming Open House for the 77/109 roundabout project. She also reported on the status of other projects throughout the city.

Council Member Nagle motioned and Council Member Ideus seconded to approve the consent agenda which included approval of minutes of the April 20, 2023, work session of the City Council, acceptance of the April 6, 2023, meeting of the planning commission, and approval of drawdown #11 for \$19,228.75 including approval of claims for payment from SENDD for \$1,593.75 for Administration, \$850.00 to SENDD for Housing Management, \$2,055.00 to SENDD for Lead, \$7980.00 to Crewline Exteriors, and \$6,750.00 to Welch Masonry. Roll call vote Nagle, yes; Ideus, yes; Krejci, yes; Warford, yes; Sweet, yes; and Rappl, yes. Motion carried.

Council Member Krejci motioned and Council Member Sweet seconded to amend Ordinance No 2429 regarding ATV/UTV's within city limits. Roll call vote Krejci, yes; Sweet, yes; Warford, yes; Ideus, yes; Rappl, yes; and Nagle, yes. Motion carried.

Council Member Rappl motioned, and Council Member Ideus seconded to approval the final reading of Ordinance No 2429 AN ORDINANCE OF THE CITY OF WAHOO, SAUNDERS COUNTY, NEBRASKA, TO APPROVE AN ORDINANCE PERMITTING THE USE OF ALL-TERRAIN AND UTILITY-TYPE VEHICLES WITHIN THE CORPORATE LIMITS OF THE CITY OF WAHOO UNDER TERMS SPECIFICIED. Roll call vote Rappl, yes; Ideus, yes; Krejci, yes; Nagle, yes; Warford, yes; and Sweet, yes. Motion carried.

Council Member Rappl motioned, and Council Member Nagle seconded to approve Ordinance No 2431 AN ORDINANCE OF THE CITY OF WAHOO, NEBRASKA, TO AMEND ORDINANCE NO. 1886, KNOWN, AND CITED, AS THE ZONING ORDINANCE OF THE CITY OF WAHOO, NEBRASKA, ADOPTED JANUARY 27, 2005, BY THE AMENDMENT OF 7.02.01 SCHEDULE OF MINIMUM OFF-STREET PARKING AND LOADING REQUIREMENTS. Roll call vote Rappl, yes; Nagle, yes; Krejci, yes; Warford, yes; Ideus, yes; and Sweet, yes. Motion carried.

City Administrator Harrell reported on the 6 active TIF project throughout the city. Council Member Warford motioned and Council Member Sweet seconded to accept the annual TIF report. Roll call vote Warford, yes; Sweet, yes; Krejci, yes; Ideus, yes; Rappl, yes; and Nagle, yes. Motion carried.

Council Member Krejci motioned, and Council Member Nagle seconded to approve the joint pole agreement with Charter Communications. Roll call vote: Krejci, yes; Nagle, yes; Rappl, yes; Sweet, yes; Ideus, yes; Warford, abstain. Motion carried.

Council Member Krejci motioned and Council Member Sweet seconded to approve the joint pole agreement with Great Plains Communications. Krejci, yes; Sweet, yes; Nagle, yes; Rappl, yes; Ideus, yes; Warford, abstain. Motion carried.

Council Member Krejci motioned, and Council Member Nagle seconded to approve Resolution No 2022-06 to consent to the assignment and assumption of the redevelopment contract for the Sid Dillon Wahoo Inc. Project. Roll call vote Krejci, yes; Nagle, yes; Sweet, yes; Warford, yes; Ideus, yes; and Rappl, yes. Motion carried.

Council Member Nagle motioned, and Council Member Rappl seconded to approve a joint purchase with Wahoo Utilities for a Jet/Vac Combo Truck. Roll call vote Nagle, yes; Rappl, yes; Ideus, yes; Krejci, yes; Warford, yes; and Sweet, yes. Motion carried.

Utilities General Manager Ryan Hurst reported that our current allowed rate for customer owned generation is 100Kw and that this proposed ordinance would decrease that to 25Kw. This would make our policy in line with state statute. Council Member Krejci introduced Ordinance No 2433, an amendment to rate change policy regarding customer owned generation excess power rate. Council Member Krejci motioned, and Council Member Warford seconded to waive the required three readings. Council Member Krejci motioned, and Council Member Warford seconded to approve Ordinance No 2433.

Council Member Krejci motioned, and Council Member Nagle seconded to deny the claim regarding a sewer backup at 1025 N Hackberry. Roll call vote Krejci, yes; Nagle, yes; Sweet, yes; Warford, yes; Ideus, yes; and Rappl, yes. Motion carried.

Council Member Rappl motioned, and Council Member Ideus seconded to declare a JCB Backhoe as surplus property. Roll call vote Rappl, yes; Ideus, yes; Krejci, yes; Nagle, yes; Warford, yes; and Sweet, yes. Motion carried.

Council Member Warford motioned, and Council Member Nagle seconded to approve a Waiver of Separate Submittals for preliminary and Final Plats for Menn Commercial Park First Replat, a replat of lots 2 and 3, Menn Commercial Park to the City of Wahoo, Saunders County, Nebraska. Roll call vote Warford, yes; Nagle, yes; Sweet, yes; Krejci, yes; Ideus, yes; and Rappl, yes. Motion carried.

Ordinance No. 2434 was introduced by Council Member Warford entitled: AN ORDINANCE OF THE CITY OF WAHOO, SAUNDERS COUNTY, NEBRASKA, TO AMEND TITLE XI: ADMINISTRATION OF THE WAHOO MUNICIPAL CODE BY THE AMENDMENT OF CHAPTER 114: AMUSEMENT, SECTION 114.50-114.54.

Council Member Warford moved that the statutory rules in regard to the passage and adoption of ordinances be suspended so that the said ordinance might be introduced, read by title, and then moved for final passage at the same meeting. Council Member Ideus seconded said motion. The Mayor put the question and instructed the Clerk to call for the roll for the vote thereon. The Clerk called the roll, and the following was the vote on the motion to suspend the rules: Roll call vote Warford, yes; Ideus, yes; Krejci, yes; Nagle, yes; Rappl, yes; and Sweet, yes. Motion carried. The motion having been carried by the affirmative votes of no less than three-fourths of the members of the Council, the Mayor

declared the statutory rules in regard to the passage and approval of ordinance be suspended so that Ordinance No. 2434 may be read by title and moved for final passage in the same meeting.

Council Member Warford moved that Ordinance No. 2434 be approved and passed, and its title agreed to. Council Member Ideus seconded the motion. The Mayor instructed the Clerk to call the roll for the vote and the following was the vote on this motion: Roll call vote Warford, yes; Ideus, yes; Krejci, yes; Nagle, yes; Rappl, yes; and Sweet, yes. Motion carried.

Council Member Krejci motioned and Council Member Sweet seconded to approve the Authorization for City Administrator to sign Underwriting Engagement and Disclosure Letter with D.A. Davidson for permanent financing for North Highlands Subdivision infrastructure improvements and interim financing for the Wilmer Ridge Subdivision infrastructure improvements. Roll call vote Krejci, yes; Ideus, yes; Sweet, yes; Warford, yes; Rappl, yes; and Nagle, yes. Motion carried.

Council Member Warford was excused from the meeting at 8:05pm.

Council Member Rappl motioned, and Council Member Ideus seconded to approve Resolution 2023-05 to set the date, time, and location for the Board of Equalization to meet to consider the levying of special assessments for the North Highlands Subdivision (May 9, 2023, at 7:00 p.m.). Roll call vote: Rappl, yes; Ideus, yes; Nagle, yes; Krejci, yes; Sweet, yes; Warford, absent and not voting.

No action was taken on the Approval of Waiver of required surfacing materials for commercial parking lots for Destiny Campus/Kennedy Campus.

Council Member Rappl motioned, and Council Member Ideus seconded to adjourn at 8:15pm

The next regular meeting is May 9, 2023, at 7:00pm at the Wahoo Public Library, 637 N Maple Street.

Approved:

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Christina Fasel, City Clerk

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Gerald D. Johnson, Mayor