

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, Shane Sweet Carl Warford and Ryan Ideus. Council Members absent: None.

Council Member Warford motioned, and Council Member Ideus seconded to approve the consent agenda which included approval of minutes of the May 9, 2023 City Council meeting and acceptance of minutes of the May 5, 2023 Planning Commission meeting.

A public hearing on the approval of the final plat for Menn's subdivision was opened at 7:01 p.m. There were no comments from the public. Council Member Krejci motioned, and Council Member Rappl seconded to close the public hearing at 7:02 p.m. Roll call vote: Krejci, yes; Rappl, yes; Nagle, yes; Sweet, yes; Warford, yes; and Ideus, yes. Motion carried.

Council Member Krejci motioned, and Council Member Warford seconded to approve the final replat contingent on obtaining an access easement from the Department of Transportation. Roll call vote: Krejci, yes; Warford, yes; Ideus, yes; Sweet, yes; Rappl, yes; and Nagle, yes. Motion carried.

A public hearing on the approval of the final plat for Destiny Campus was opened at 7:06 p.m. There were no comments from the public. Council Member Krejci motioned, and Council Member Ideus seconded to close the public hearing at 7:07 p.m. Roll call vote: Krejci, yes; Ideus, yes; Sweet, yes; Warford, yes; Rappl, yes; and Nagle, yes. Motion carried.

Council Member Warford motioned, and Council Member Krejci seconded to approve the final plat contingent on approval of parking plan and accepted building plan. Roll call vote: Warford, yes; Krejci, yes; Ideus, yes; Sweet, yes; Rappl, yes; and Nagle, yes. Motion carried.

A public hearing on an amendment to zoning regulations regarding signage requirements was opened at 7:11 p.m. There were no comments from the public. Council Member Rappl motioned, and Council Member Ideus seconded to close the public hearing at 7:12 p.m. Roll call vote: Rappl, yes; Ideus, yes; Krejci, yes; Nagle, yes; Warford, yes; and Sweet, yes. Motion carried.

Council Member Sweet introduced Ordinance No 2436 entitled 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 7.06.05 PERMITTED SIGNS AND LIMITATIONS.

Council Member Warford moved that the statutory rules regarding 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 Rappl 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; Rappl, yes; Krejci, yes; Nagle, yes; Ideus, 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 regarding the passage and approval of ordinance be suspended so that Ordinance No. 2436 may be read by title and moved for final passage in the same meeting.

Council Member Sweet moved that Ordinance No.2436 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, Sweet, yes; Ideus, yes; Krejci, yes; Warford, yes; Rappl, yes; and Nagle, yes. Motion carried.

The passage and adoption of said Ordinance having been concurred then by a majority of all members of the Council, the Mayor declared the Ordinance adopted and the Mayor, in the presence of the Council, signed and approved the Ordinance and Clerk attested the passage and approval of the same and affixed her signature thereto. The Mayor ordered the Ordinance to be published in pamphlet form and that said Ordinance be kept in a separate and distinct Ordinance volume record, and that said and distinct Volume be incorporated and made a part of these proceedings the same as though it was read at large herein.

A public hearing on the approval of liquor license for Victor Sanchez Rodriguez dba Adelita's Mexican Restaurant was opened at 7:14 p.m. There were no comments from the public. Council Member Warford motioned, and Council Member Krejci seconded to close the public hearing at 7:15 p.m. Roll call vote: Warford, yes; Krejci, yes; Ideus, yes; Sweet, yes; Rappl, yes; and Nagle, yes. Motion carried.

Council Member Warford motioned, and Council Member Krejci seconded to approve the application for liquor license. Roll call vote: Warford, yes; Krejci, yes; Ideus, yes; Sweet, yes; Rappl, yes; and Nagle, yes. Motion carried.

Council Member Krejci motioned, and Council Member Nagle seconded to waive the second reading for Ordinance 2435 entitled AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF BOND ANTICIPATION NOTES OF THE CITY OF WAHOO, NEBRASKA, OF THE PRINCIPAL AMOUNT OF NOT TO EXCEED TWO MILLION FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$2,450,000) FOR THE PURPOSE OF PROVIDING INTERIM FINANCING FOR A PORTION OF THE COSTS OF CONSTRUCTING IMPROVEMENTS FOR THE FOLLOWING: (I) STORM WATER SEWER DISTRICT NO. 2022-01; (II) SANITARY SEWER DISTRICT NO. 2022-01; (III) STREET IMPROVEMENT DISTRICT NO. 2022-01; AND (IV) WATER IMPROVEMENT DISTRICT NO. 2022-01; PENDING THE ISSUANCE OF PERMANENT GENERAL OBLIGATION BONDS; PRESCRIBING THE FORM OF SAID NOTES; AGREEING TO ISSUE GENERAL OBLIGATION BONDS TO PAY THE NOTES AT MATURITY OR TO PAY THE NOTES FROM OTHER AVAILABLE FUNDS; FIXING CERTAIN TERMS OF THE NOTES AND AUTHORIZING THE FIXING OF OTHER TERMS OF THE NOTES; ENTERING INTO A CONTRACT ON BEHALF OF THE CITY WITH THE HOLDERS OF SAID NOTES; AND PUBLISHING THE ORDINANCE. Roll call vote: Krejci, yes; Nagle, yes; Sweet, yes; Warford, yes; Ideus, yes; and Rappl, yes. Motion carried.

Council Member Krejci motioned, and Council Member Nagle seconded to approve the final reading of Ordinance 2435. Roll call vote: Krejci, yes; Nagle, yes; Sweet, yes; Warford, yes; Ideus, yes; and Rappl, yes. Motion carried.

Council Member Warford motioned, and Council Member Ideus seconded to approve a waiver of separate submittals as requested by Rodger Harders. Roll call vote: Warford, yes; Ideus, yes; Krejci, yes; Nagle, yes; Rappl, yes; and Sweet, yes. Motion carried.

Council Member Rappl motioned and Council Member Sweet seconded to table action on Resolution No 2023-09 adopting and approving the execution of an agreement with the Department of Transportation for 77/109 roundabout project. Roll call vote Rappl, yes; Sweet, yes; Nagle, yes; Krejci, yes; Warford, yes; and Ideus, yes. Motion carried.

Council Member Warford motioned, and Council Member Krejci seconded to approve Resolution No 2023-10.

RESOLUTION NO. 2023-10

WHEREAS, the City of Wahoo, Saunders County, Nebraska, is the owner of the following described personal property, to wit:

Items to be declared as surplus:

<u>Description</u>	<u>Department</u>	<u>Estimated Value</u>
2 Fair Play Scoreboards with controllers	Parks and Recreation	\$100 each

and,

WHEREAS, the City of Wahoo, Nebraska, does not have a present need to retain ownership of said above described personal property, and,

WHEREAS, the City of Wahoo, Nebraska, deems it in the best interests of the citizens of the City of Wahoo, Nebraska, that said personal property be disposed of, as set forth herein,

WHEREAS, the City of Wahoo, Nebraska, has determined that the fair market value of the above described personal property is less than \$5,000.00, as stated in the attached Exhibit "A"

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF WAHOO, NEBRASKA, AS FOLLOWS:

1. That the above described personal property be sold by either sealed bid and/or public sale on a date, time, as advertised in a Notice of Sale of Personal Property posted in three public places in the City of Wahoo, Nebraska, immediately after the passage of said Resolution and not later than seven (7) days prior to the sale of said items, as shall be evidenced by a Notice of Posting of the City of Wahoo Clerk, and,

2. That pursuant to Neb. Rev. Stat. §17-503.01, confirmation of the sale of said personal property by an ordinance is not required.

3. That the City of Wahoo, Nebraska, through the Clerk of the City of Wahoo, Nebraska, shall provide a bill of sale and/or certificate of title to the above personal property indicating that said personal property is being sold “as is” without warranty as to fitness or merchantability for any purpose and that buyer thereof assumes all risks from the utilization of said personal property upon buyer’s possession of said items of personal property.

4. That buyer shall receive possession of the above-described items of personal property upon payment in full of the purchase price for each item.

PASSED AND APPROVED this 23rd day of May 2023

Roll call vote: Warford, yes; Krejci, yes; Ideus, yes; Sweet, yes; Rappl, yes; and Nagle, yes. Motion carried.

Council Member Warford motioned, and Council Member Ideus seconded to adjourn the meeting at 7:26 p.m. Roll call vote: Warford, yes; Ideus, yes; Krejci, yes; Nagle, yes; Rappl, yes; and Sweet, yes. Motion carried.

The next regular meeting is June 13, 2023, at 7:00 p.m. at the Wahoo Public Library, 637 N Maple Street.

Approved:

Christina Fasel, City Clerk

Gerald D. Johnson, Mayor