

City of Bennington
City Council Meeting Minutes
Monday, October 14, 2019; 6:30 p.m.
City Office, 15505 Warehouse Street
Bennington, NE
402-238-2375

Call to Order - Roll Call – Open Meetings Act

Mayor Matt John called the regular monthly meeting to order on Monday, October 14, 2019 at 6:30 p.m. In attendance were City Council members Kaye Bridgeford, Zac Johns, and Shane Pekny. City Council member Jody Stier was absent. City Clerk Mindi Laaker identified the location of the Open Meetings Act that is available to the public.

Approval of Consent Agenda

- A. September 9, 2019 City Council Meeting Minutes
- B. September 2019 Bills Paid
- C. Kenos Receipts: Sept 8.75%: \$3,909.77

BILLS PAID IN SEPTEMBER

CITY

EDWARD JONES	964.00
U.S. DEPT OF TREASURY	2,153.26
MINDI LAAKER	1,367.69
JENNIFER RAUSCHER	328.44
NEBRASKA DEPT OF REVENUE	650.12
AMAZON CREDIT PLAN	66.50
INFINISOURCE, INC.	140.00
LEAGUE OF NEBRASKA MUNICIPALITIES	4,927.00
MUD	61.95
YOUNG & WHITE LAW OFFICES	4,495.45
COX BUSINESS	164.12
DOUGLAS COUNTY POST GAZETTE	254.70
FILTER SHOP	3.63
JEO CONSULTING, INC.	10,193.75

GREAT AMERICA FINANCIAL SERVICE	75.35
OFFICE DEPOT	60.93
EDWARD JONES	1,009.08
U.S. DEPT OF TREASURY	43.24
U.S. DEPT OF TREASURY	2,038.42
MINDI LAAKER	1,367.68
JENNIFER RAUSCHER	307.90
OLD REPUBLIC SURETY GROUP	100.00
BANK OF BENNINGTON	48,386.47
BERGANKDV	5,568.00
AMAZON CREDIT PLAN	66.50
NEBRASKA MUNICIPAL CLERKS ASSOC.	35.00
OPPD	351.03
UHS PREMIUM BILLING	967.04
USPS	110.00
INSPRO INC.	90.00
PLIC -SBD GRAND ISLAND	39.81
RELIANCE STANDARD	116.64
MICHAEL TODD & COMPANY	500.00
U.S. DEPT OF TREASURY	2,629.12
ROKES INVESTMENTS	2,261.00
HYVEE	54.95
CITY TOTAL	91,948.77
<u>SEWER</u>	
ONE CALL CONCEPTS	52.68

CITY OF OMAHA CASHIER	18,284.69
CITY OF OMAHA CASHIER	19,527.41
PEOPLE SERVICE	1,175.00
SEWER TOTAL	39,039.78

LIBRARY

DALENE CLARK	453.73
LISA FLAXBEARD	1,277.09
JOANNE MANCUSO	482.15
CASSANDRA OZBIRN	448.62
JOANNE MANCUSO	62.00
MUD	144.55
OFFICE DEPOT	85.98
JESSICA ROWE-DESILVA	140.00
SAM'S CLUB	160.92
WORLD BOOK SCHOOL AND LIBRARY	189.00
BAKER & TAYLOR BOOKS	286.89
COX BUSINESS	180.00
FILTER SHOP	18.07
LIBRARY IDEAS	689.10
SAM'S CLUB	12.00
DALENE CLARK	418.26
LISA FLAXBEARD	1,277.10
JOANNE MANCUSO	454.95
CASSANDRA OZBIRN	458.83
AMAZON CREDIT PLAN	892.93

DEMCO	188.46
INGRAM	529.10
NEBRASKA LIBRARY COMMISSION	500.00
OPPD	138.60
UHS PREMIUM BILLING	917.18
BAKER & TAYLOR BOOKS	399.88
INGRAM	756.35
MULHALLS	85.00
PRESTO-X	520.00
PLIC -SBD GRAND ISLAND	39.81
RELIANCE STANDARD	103.70
JESSICA ROWE-DESILVA	220.00
LIBRARY TOTAL	12,530.25
<i>SUN 2 SHADE - LIBRARY EXPANSION ACT</i>	<i>1,000.00</i>
<u>POLICE</u>	
DONALD MCGUIRE	138.31
COX BUSINESS SERVICES	137.90
CENTER FOR EDUCATION & EMPLOYMENT LAW	124.95
MUD	273.55
VERIZON	250.81
CULLIGAN OF OMAHA	10.00
DOUGLAS COUNTY SHERIFF	15,600.00
FILTER SHOP	3.25
ANDREW HILSCHER	662.61
BENNINGTON AUTO	2,397.14
COAST TO COAST SOLUTIONS	159.03

GREAT PLAINS UNIFORMS LLC.	591.50
JUSTICE DATA SOLUTIONS INCORPORATED	3,500.00
MAX D	86.14
OPPD	323.12
UHS PREMIUM BILLING	3,120.71
KANSAS HIGHWAY PATROL	21,100.00
ANDREW HILSCHER	62.95
OFFICE DEPOT	998.12
MENDARDS	24.72
PLIC -SBD GRAND ISLAND	266.10
RELIANCE STANDARD	118.06
JONES AUTOMOTIVE	4,061.20
POLICE TOTAL	54,010.17

PARKS

JOHN BOHRER	1,009.10
STEVEN BOULTON	967.15
JACOB HYTREK	201.22
NATHON JOHNSON	524.64
BRAYDEN OBORNY	160.06
JOHN BOHRER	47.94
HOME DEPOT CREDIT SERVICES	75.14
KUBOTO OF OMAHA	10.94
MULHALLS	85.00
UNIVERSITY OF NEBRASKA-LINCOLN	45.00
MUD	145.95
VERIZON	21.79

STRATEGIC ELECTRIC GROUP, LLC.	632.50
CLASSIC VIBURNUMS	189.50
CUBBY'S	91.63
CULLIGAN OF OMAHA	5.00
JOHN BOHRER	990.54
STEVEN BOULTON	140.36
STEVEN BOULTON	782.07
STUART ELLISON	87.64
NATHAN JOHNSON	427.46
OPPD	459.53
UHS PREMIUM BILLING	589.84
KUBOTO OF OMAHA	5,583.28
MENARDS	110.92
PORT A JOHNS INC.	100.00
PLIC -SBD GRAND ISLAND	39.81
RELIANCE STANDARD	210.08
PLAINS EQUIPMENT GROUP	4,237.50
PARKS TOTAL	17,971.59

STREETS

HOME DEPOT CREDIT SERVICES	175.33
KUBOTO OF OMAHA	2.74
MUD	84.00
MICHAEL TODD	677.52
VERIZON	21.79
CUBBY'S	35.38
CULLIGAN OF OMAHA	5.00

JEO CONSULTING, INC.	2,018.50
H & R CONSTRUCTION	28,500.00
OPPD	4,795.34
UHS PREMIUM BILLING	589.84
KUBOTO OF OMAHA	1,395.82
MENARDS	110.91
MICHAEL TODD	823.96
PLAINS EQUIPMENT GROUP	4,237.50
STREETS TOTAL	43,473.63

TOTAL OF ALL BILLS **258,974.19**

Motion by Pekny, second by Johns to approve the consent agenda. All voted in favor and the motion carried.

State Project STPC-3805(5) North 156th Street in Bennington

John opened a public hearing for the authorization of the acquisition of interests in real estate by Eminent Domain for State Project STPC-3805(5) North 156th Street in Bennington and there were no comments.

Motion by Johns, second by Bridgeford to approve the authorization as presented. All voted in favor and the motion carried.

Motion by Johns, second by Pekny to approve HDR Supplemental Agreement 3 – Redesign for Negotiations and Condemnation Services totaling \$16,706.08. All voted in favor and the motion carried.

Ordinance No. 481 Amending Municipal Code Section 1-102 regarding City Council Members and Redesignating City Council Election Wards

Laaker read the Ordinance by title. Motion by Pekny, second by Bridgeford to approve the second reading and waive the third reading of Ordinance No. 481 AN ORDINANCE AMENDING SECTION 1-102 OF ARTICLE I OF CHAPTER I OF THE MUNICIPAL CODE OF THE CITY OF BENNINGTON AS ENACTED IN CITY OF BENNINGTON ORDINANCE NO. 456 REGARDING CITY COUNCIL MEMBERS AND REDISIGNATING CITY COUNCIL ELECTION WARDS. All voted in favor and the motion carried.

Motion by Pekny, second by Bridgeford to approve and adopt Ordinance No. 481. All voted in favor and the motion carried.

Ordinance No. 482 Confirming the City of Bennington Corporate Limits as shown in the Official Corporate Limits Map dated September 9, 2019

Laaker read the Ordinance by title. Motion by Pekny, second by Johns to approve the second reading and waive the third reading of Ordinance No. 482 AN ORDINANCE OF THE CITY OF BENNINGTON CONFIRMING THE CORPORATE LIMITS OF THE CITY OF BENNINGTON AS SHOWN AND DEPICTED ON THE CITY OF BENNINGTON OFFICIAL CORPORATE LIMITS MAP DATED SEPTEMBER 9, 2019. All voted in favor and the motion carried.

Motion by Pekny, second by Johns to approve and adopt Ordinance No. 482. All voted in favor and the motion carried.

Ordinance No. 483 Sewer Rates 2020

Laaker read the Ordinance by title. Motion by Bridgeford, second by Pekny to introduce and approve the first reading of Ordinance No. 483 AN ORDINANCE AMENDING SECTION 6-202 OF THE CITY OF BENNINGTON'S MUNICIPAL CODE AS ENACTED IN CITY OF BENNINGTON ORDINANCE NO. 464 REGARDING SANITARY SEWER USE RATES AND COLLECTIONS. All voted in favor and the motion carried.

Rates will be effective January 2020.

Resolution 2019-07 Approval of the Governing Body to the Mayor to Authorize and Sign the Annual Certification of Program Compliance to Nebraska Board of Public Roads Classifications and Standards 2019

Motion by Johns, second by Pekny to approve Resolution 2019-07. All voted in favor and the motion carried.

2019 Bennington Road Microsurfacing – Bid Approval

Motion by Johns, second by Bridgeford to approve the bid of Monarch Oil to microsurface Bennington Road for \$52,513.40. All voted in favor and the motion carried.

2019 Logemann Park Parking Lot Improvements:

- A. Husker Grading Change Order #2 in the amount of \$3,783.03
- B. Husker Grading Pay Application #1 in the amount of \$90,411.53

Motion by Johns, second by Pekny to approve Items A and B listed above. All voted in favor and the motion carried.

Prairie Hollow Update

Mark Westergard with E & A Consulting Group explained the status of the development. With weather as a concern, paving will be next.

Citizens raised concerns regarding the undermining of back yards along Prairie Hollow boundaries, weeds and paving prior to winter weather.

Unsafe and Dangerous Building 121 North Stark Street

Motion by Johns, second by Bridgeford to approve Resolution No. 2019-08 finding and determining that the building at 121 North Stark Street, Bennington NE is unsafe, dangerous, unfit for human occupancy and a public nuisance due to violations of the City's Unsafe and Dangerous Building Code and authorizing City Officials and Agents to implement actions authorized by State Law and City Code. All voted in favor and the motion carried.

Bennington General Engineering

Motion by Johns, second by Pekny to approve Invoice No. 111950 to JEO Consulting Group for \$12,850.00. All voted in favor and the motion carried.

Bennington 156th Street Project

Motion by Bridgeford, second by Johns to approve Invoice No. 111949 to JEO Consulting Group for \$1,730.00. All voted in favor and the motion carried.

City Engineer Tyler Hevlin described the need for an Interlocal Agreement with MUD. Keeping the Project on schedule is a high priority. MUD is delayed in work and has requested the utility relocates be redesigned at their cost to save time delays. Additional design costs totaling \$18,000 will be added to Supplemental Agreement 3 and paid by MUD.

Motion by Pekny, second by Johns to approve an Interlocal Agreement with MUD and the additional design costs. All voted in favor and the motion carried.

Library Report

- A. Quote #1KS6ZQR to Window Innovations for \$5,074.68
- B. Bid Proposal to Strategic Electric Group for \$3,400.00
- C. Bid Proposal to Strategic Electric Group for \$800.00
- D. Quote to Midwest Storage Solutions for \$2,298.07

Motion by Johns, second by Pekny to approve Items A-D listed above. All voted in favor and the motion carried.

Library, Office, Police, Public Works, and Project Tracker Reports

All monthly reports are on file in the City Office.

Police Report

Motion by Johns, second by Pekny to approve the Police Chief Memorandum of Understanding. All voted in favor and the motion carried.

Pay rates will be amended in the Salary Ordinance for Police Sergeant to \$26-32 per hour and for Police Officer – full time to \$17-23 per hour.

Public Works Report

Motion by Johns, second by Pekny to approve staff hires and pay discussions as described by Public Works Director John Bohrer. All voted in favor and the motion carried.

Public Comments

It was suggested that a Public Address System be considered for improved hearing by those attending City Council meetings.

Executive Session for purposes of strategy session with respect to Contracts and Negotiations

John explained that Agenda Item Number 20 was an Executive Session for purposes of a strategy session with respect to Contracts and Negotiations.

Motion by Johns, second by Bridgeford to go into Executive Session for purposes of a strategy session with respect Contracts and Negotiations. All voted in favor and the motion carried.

John stated that the record should show that at 7:54 p.m., the City Council went into Executive Session and the limitation of the subject matter was a strategy session with respect to Contracts and Negotiations.

Motion by Bridgeford, second by Pekny to reconvene in open session at 8:05 p.m. All voted in favor and the motion carried.

Adjourn

Motion by Bridgeford, second by Pekny to adjourn the meeting at 8:05 p.m.