

City of Bennington  
City Council Meeting Minutes  
Monday, March 14, 2022; 6:00 p.m.  
City Office, 15505 Warehouse Street  
Bennington, NE  
402-238-2375

Call to Order - Roll Call – Open Meetings Act

Mayor Zac Johns called the meeting to order on Monday, March 14, 2022 at 6:00 p.m. In attendance were City Council members Clint Adams and Shane Pekny. Council members Josh Dowding and Kaye Bridgeford were absent. Mindi Laaker identified the Open Meetings Act location that is available to the public. City Attorney Jeff Miller stated that a quorum of the City Council exists with the Mayor being deemed a member of the Council per Neb. Rev. Stat. 17-105.

Approval of Consent Agenda

- A. February 14, 2022 City Council Meeting Minutes
- B. February 2022 Bills Paid
- C. Keno Receipts: February 8.75%: \$6508.60
- D. JEO Consulting 156<sup>th</sup> Street Invoice No. 130555 for \$462.50
- E. JEO Consulting General Engineering Invoice No. 130556 for \$9,047.50
- F. JEO Consulting 156<sup>th</sup> St. Lighting south of Warehouse St. Invoice No. 130557 for \$3,601.25
- G. Arbor Day Proclamation – April 29, 2022

**BILLS PAID IN FEBRUARY**

**CITY**

EDWARD JONES	1,877.13
MINDI LAAKER	1,466.40
JENNIFER RAUSCHER	589.30
NEBRASKA DEPT OF REVENUE	1,284.52
ALL MAKES OFFICE EQUIPMENT CO.	234.05
OFFICE DEPOT, INC.	71.24
YOUNG & WHITE	3,368.35
BENNINGTON CHAMBER OF COMMERCE	75.00
RELIANCE STANDARD	115.74
COX BUSINESS SERVICES	166.68
MUD	64.65
U.S. DEPT OF TREASURY	4,892.26
EDWARD JONES	1,831.94
MINDI LAAKER	1,466.50
JENNIFER RAUSCHER	487.79
ALL MAKES	17.38
JEO CONSULTING, INC.	12,615.00
OPPD	317.74
U.S. DEPT OF TREASURY	4,613.76

PRINCIPAL LIFE INSURANCE COMPANY	41.40
U.S. POSTAL SERVICE	100.00
UHS PREMIUM BILLING	1,372.71
BANK OF BENNINGTON	264,770.00
<b>CITY TOTAL</b>	<b>301,839.54</b>

**SEWER**

CITY OF OMAHA CASHIER	22,519.26
CITY OF OMAHA CASHIER	20,684.01
ONE CALL CONCEPTS	28.72
PEOPLE SERVICE	1,260.00
<b>SEWER TOTAL</b>	<b>44,491.99</b>

**LIBRARY**

LYNN BARNA	228.57
LISA FLAXBEARD	1,363.80
NATALIE HARTLEY	554.92
ANGELA PETERSON	974.38
SHAY SNOW	298.75
SHAY SNOW	23.24
ANGELA PETERSON	22.16
COX BUSINESS SERVICES	72.77
JESSICA ROWE-DISILVA	195.50
RELIANCE STANDARD	102.80
ALL MAKES OFFICE EQUIPMENT CO.	156.70
COX BUSINESS SERVICES	180.00
SAM'S CLUB/SYNCB	371.29
MUD	150.85
LYNN BARNA	301.29
LISA FLAXBEARD	1,363.92
NATALIE HARTLEY	418.78
ANGELA PETERSON	956.13
SHAY SNOW	682.17
BAKER & TAYLOR BOOKS	264.72
OPPD	138.60
JESSICA ROWE-DISILVA	103.50
AMAZON CREDIT PLAN	430.30
PRINCIPAL LIFE INSURANCE COMPANY	41.40
PRESTO-X	21.00
UHS PREMIUM BILLING	1,260.96
<b>LIBRARY TOTAL</b>	<b>10,678.50</b>

**POLICE**

JOSHUA DAMME	1,628.65
SHEA DEGAN	145.25
ANDREW HILSCHER	2,143.44
GREGORY KELLY	1,363.70
DONALD MCGUIRE	145.25
DANIEL STOCKER	1,619.81
ABIGAIL WARREN	235.49
MARK WILKINS	1,394.66
CONSOLIDATED MANAGEMENT CO.	105.49
VERIZON	247.95
RELIANCE STANDARD	274.82
COX BUSINESS SERVICES	161.09
CULLIGAN OF OMAHA	13.50
MUD	280.85
JOSHUA DAMME	1,487.11
ANDREW HILSCHER	2,143.55
GREGORY KELLY	1,229.64
DANIEL STOCKER	1,619.92
MARK SUNDERMEIER	44.28
TREVOR THRASHER	108.94
ABIGAIL WARREN	256.27
MARK WILKINS	1,093.16
CONSOLIDATED MANAGEMENT CO.	16.62
OPPD	294.49
PRESTO-X	37.00
SUNSET LW ENFORCEMENT	2,333.87
CUBBY'S	1,206.34
CARTRIDGE CENTER INC.	132.00
PRINCIPAL LIFE INSURANCE COMPANY	463.65
UHS PREMIUM BILLING	7,713.70
<b>POLICE TOTAL</b>	<b>29,940.49</b>

**PARKS**

MICHAEL ANDERSON	197.98
JOHN BOHRER	1,243.27
JACOB CONLEY	2,542.65
STUART ELLISON	954.58
JESSEE GROTHENDICK	272.12
JOHN BOHRER	40.04
COX BUSINESS SERVICES	31.94
NEBRASKA ARBORISTS ASSOCIATION	75.00
VERIZON	21.32

RELIANCE STANDARD	195.65
JOHN BOHRER	40.04
JACOB CONLEY	31.60
CULLIGAN OF OMAHA	6.75
NMC	2,750.00
TY'S OUTDOOR POWER & SERVICE	3,305.21
MUD	303.15
MICHAEL ANDERSON	137.37
JOHN BOHRER	1,085.43
JACOB CONLEY	2,218.49
STUART ELLISON	802.76
JESSE GROTHENDICK	173.81
JACOB CONLEY	128.39
JOHN BOHRER	540.34
OPPD	456.42
ROB'S OIL COPANY, INC.	186.72
CUBBY'S	1.04
JOHN BOHRER	8.92
PRINCIPAL LIFE INSURANCE COMPANY	41.40
UHS PREMIUM BILLING	726.72
TITAN ATTACHMENTS	227.99
<b>PARKS TOTAL</b>	<b>18,747.10</b>

**STREETS**

JOHN BOHRER	40.05
COX BUSINESS SERVICES	31.95
DOUGLAS COUNTY TREASURER	3,802.10
HARSIN BUILT CONSTRUCTION	11,365.50
VERIZON	21.32
ENV. DUST CONTROL OF THE MIDWST, INC.	3,708.48
JOHN BOHRER	40.05
CULLIGAN OF OMAHA	6.75
NMC	2,750.00
TY'S OUTDOOR POWER & SERVICE	826.31
MUD	238.50
JACOB CONLEY	128.38
JOHN BOHRER	540.34
NAPA AUTO PARTS	26.79
NEBRASKA DEPARTMENT OF TRANSPORTATION	48,404.49
H & R CONSTRUCTION	4,782.00
JEO CONSULTING, INC.	3,391.25
KUBOTA OF OMAHA	26.65

MICHAEL TODD & COMPANY	374.45
OPPD	4,473.37
ROB'S OIL COPANY, INC.	186.71
CUBBY'S	329.29
JOHN BOHRER	8.92
UHS PREMIUM BILLING	726.71
TITAN ATTACHMENTS	57.00
<b>STREETS TOTAL</b>	<b>86,287.36</b>

<b>CITY</b>	<b>301,839.54</b>
<b>SEWER</b>	<b>44,491.99</b>
<b>LIBRARY</b>	<b>10,678.50</b>
<b>POLICE</b>	<b>29,940.49</b>
<b>PARKS</b>	<b>18,747.10</b>
<b>STREETS</b>	<b>86,287.36</b>
<b>TOTAL OF ALL BILLS</b>	<b>491,984.98</b>

Motion by Pekny, second by Adams to approve the Consent Agenda. All voted in favor and the motion carried.

Inspro Insurance – New Proposals

Inspro Representative Neil Trout explained the City’s property and health insurance coverages and annual consulting fees. Berkshire Hathaway is the City’s current carrier and leaving the market.

Motion by Pekny, second by Adams to approve EMC for property and liability insurance coverages. All voted in favor and the motion carried.

Audit Report – Gene Garrelts, bergankDV

Garrelts presented the 2020-2021 Audit Report and September 30, 2021 Financial Statements. The audit report is on file in the City Office.

Street Closure and Event Application – Gears Car Show, Ron Brown

Sunday May 29 6 a.m. - 6 p.m.

Motion by Adams, second by Pekny to approve the application as presented. All voted in favor and the motion carried.

Ordinance No. 510 Amending Zoning Regulations

City Engineer Julie Ogden and City Attorney Jeff Miller explained amended Ordinance No. 510 including the High Density Residential (R-4) Zoning Regulation Section 5.09.03 with conditional uses for multiple family with less than 4,000 sf per unit.

Johns opened a public hearing and there were no comments.

Motion by Adams, second by Pekny to approve the second and third readings of Ordinance No. 510 AN ORDINANCE AMENDING SECTIONS 5.08.05, 5.09.05,

5.10.01, AND 5.19.04 OF THE ZONING REGULATIONS OF THE CITY OF BENNINGTON REGARDING HEIGHT AND LOT REQUIREMENTS FOR THE R-3 AND R-4 MEDIUM AND HIGH DENSITY RESIDENTIAL ZONING DISTRICTS, THE INTENT SECTION OF THE C-1 HIGHWAY COMMERCIAL ZONING DISTRICT, AND THE CRITERIA FOR APPLICATION SECTION OF THE DDO DOWNTOWN DESIGN OVERLAY DISTRICT. All voted in favor and the motion carried.

Motion by Adams second by Pekny to approve and adopt Ordinance No. 510. All voted in favor and the motion carried.

Consideration of a Final Plat for 42 acres located south of Bennington Road and west of Kempton Creek for Kempton Creek 2 residential lots 1-57

City Engineer Julie Ogden and Jeff LaMontagne with E & A Consulting Group presented the Final Plat for the 52 lot single-family subdivision. An updated traffic study indicated that turn lane improvements are adequate.

Johns opened a public hearing and there were no comments.

Motion by Pekny, second by Adams to approve the Final Plat as presented, subject to compliance with the requirements of the City Engineer's comment letter. All voted in favor and the motion carried.

Consideration of a Conditional Use Permit for a boarding and training kennel located approximately north of 14600 Highway 36 (Part of NE ¼ of Section 11 T16N R11E) in a Transitional Agriculture District

City Engineer Julie Ogden and Andrew Koster with TD2 presented three buildings on the property including a training facility.

Johns opened a public hearing and there were no comments.

Motion by Adams, second by Pekny to approve the Conditional Use Permit for construction and operation of a dog training facility to be built along with a residence and subject to compliance with the requirements of the City Engineer's comment letter. All voted in favor and the motion carried.

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

All monthly reports are on file in the City Office.

Public Works Report

Motion by Pekny, second by Adams to approve a Programming and Preliminary Design Services Agreement with JEO Architecture for a Public Works Building totaling \$36,500. All voted in favor and the motion carried.

Adjourn

Motion by Pekny, second by Adams to adjourn the meeting at 7:10 p.m. All voted in favor and the motion carried.