

City of Bennington  
City Council Meeting Agenda  
Monday, May 8, 2023; 6:00 P.M.  
City Office, 15505 Warehouse Street  
Bennington, NE  
402-238-2375

1. Call to Order - Roll Call – Open Meetings Act
2. Approval of Consent Agenda
  - A. April 10, 2023 City Council Meeting Minutes
  - B. April 2023 Bills Paid
  - C. Keno Receipts: April 8.75%: \$10,201.82
  - D. JEO Consulting Invoices for:
    - i. General Engineering Invoice No. 140314 for \$11,692.50
    - ii. Warehouse Street Improvements Invoice No. 140317 for \$3,912.50
    - iii. Public Works Building Prelim Design Invoice No. 140508 for \$2,846.25
    - iv. Public Works Building Flood Plain Invoice No. 140316 for \$845.00
    - v. Neumeyer Farm Phase 1 Invoice No. 140315 for \$1,623.75
    - vi. 156<sup>th</sup> Street Condemnation Invoice No. 140342 for \$1,495.00
    - vii. 156<sup>th</sup> Street Condemnation Invoice No. 141087 for \$235.00
  - E. Olsson Invoices for Neumeyer Farm Park
    - i. Invoice No. 455798 for \$1,206.55
      - a. Motion to Approve
3. Special Designated Liquor License and Street Closure Applications – Bennington Daze
  - A. Bennington Jaycees, Pfeifler  
10 a.m. – Saturday, June 3 to 2 a.m. – Sunday, June 4
  - B. JDUB's Hangout, West  
11 a.m. to 12 a.m. - Saturday, June 3
  - C. Stumble Inn, Neiman  
4 p.m. to 12 a.m. – Saturday, June 3
  - D. Monolithic Brewing Company, Hartung  
12 p.m. to 12 a.m. – Saturday June 3
  - E. The Warehouse, Nelson  
11 a.m. to 6 p.m. – Saturday, June 3
    - i. Motion to Approve
4. Event Permit Application, Bennington Farmer's Market – Community Foundation and Chamber of Commerce - Thomsen
  - A. Motion to Approve
5. Warehouse Street and Sewer Improvement Districts
  - A. Presentation – Bruce Lefler
  - B. Ordinance No. 518 Creating Street Improvement District 2023-01

- i. Motion to Introduce and Waive Three Readings of Ordinance No. 518
    - ii. Motion to Approve and Adopt Ordinance No. 518
  - C. Resolution 2023-02 Establishing a June 12, 2023 Public Hearing Date to Receive Comments and Input from the Public and to Confirm the Existence of the Required Facts and Conditions for the Street Improvement District 2023-1
    - i. Motion to Approve
  - D. Proposed Resolution of Necessity 2023-03 for Sewer Improvement District 2023-01
    - i. Motion to Approve
  - E. Resolution 2023-04 Establishing a June 12, 2023 Public Hearing Date at which time the Council will hear Objections to the Passage of the Resolution of Necessity for Sewer Improvement District 2023-01
    - i. Motion to Approve
  - F. Agreement with Thiele Geotech to perform materials testing on Warehouse Street Project
    - i. Motion to Approve
- 6. Ordinance No. 517 Amending Section 5-603 of the Bennington Municipal Code regarding the Arterial Street Improvement Program and ASIP Fees
  - A. Motion to Introduce and Waive Three Readings
  - B. Motion to Approve and Adopt
- 7. Neumeyer Farm Park Project
  - A. Change Order No.1
    - i. Motion to Approve
- 8. Police Department Building Discussion, Approval of Purchase and Installation
  - A. Motion
- 9. Review and Approval of Refund to Bennington Public Schools on Balance of Payment made at Start of 156<sup>th</sup> Street Project
  - A. Motion
- 10. Approval of Settlement Agreement for 156<sup>th</sup> Street Project Condemnation
- 11. City Trash Receptacles Discussion
- 12. Library Report
- 13. Police Report
- 14. Public Works Report
- 15. Office Report
  - A. Tax Increment Financing Annual Report 2023

16. Project Tracker

17. Public Comments – This is the proper time for public comments on any topic or matter which is not on the agenda.

18. Executive Session for the Purpose of Pending Litigation

- A. Motion to go into Executive Session
- B. Motion to Reconvene in Open Session

19. Adjourn

Anyone desiring to speak on an agenda item that involves a public hearing is invited to do so. All those who wish to address the Council during such a public hearing should stand, state your name and address and limit yourself to three minutes. Anyone desiring to speak for a longer period of time should make arrangements with the City Clerk prior to the meeting. This procedure will assure that everyone will be heard by the Council for those agenda items that involve a public hearing. Individuals requiring physical or sensory accommodations should contact the City Clerk at 402-238-2375. Thank you. Zac Johns, Mayor