

City of Bennington  
City Council Meeting Minutes  
Monday, April 8, 2024; 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 regular monthly meeting to order on Monday, April 8, 2024 at 6:00 p.m. In attendance were City Council Members Clint Adams, Kaye Bridgeford, and Shane Pekny. Council Member Josh Dowding was absent. City Clerk Mindi Laaker identified the Open Meetings Act location that is available to the public.

Approval of Consent Agenda

- A. March 11, 2024 City Council Meeting Minutes
- B. March 2024 Bills Paid
- C. Keno Receipts: March 8.75%: \$10,291.89
- D. JEO Consulting Invoices for:
  - i. General Engineering Invoice No. 149005 for \$7,255.00
  - ii. Warehouse Street Improvements Invoice No. 149007 for \$475.00
  - iii. Neumeyer Farms Phase 1 Invoice No. 149006 for \$777.50
- E. Olsson Invoice No. 491292 for \$520.00
- F. Arbor Day Proclamation – April 26, 2024

<u>BILLS PAID IN MARCH</u>	
CITY	
HSA	100.00
MINDI LAAKER	41.34
BLUE CROSS BLUE SHIELD	775.24
THE DAILY RECORD	236.00
MUTUAL OF OMAHA	133.83
MUTUAL OF OMAHA	161.39
IRS	7,122.25
NE DEPT OF REVENUE	2,289.39
RATINA CRAWFORD	1,000.00
RUNZA	159.50
AMAZON	42.79
NEBRASKA DEPT OF REVENUE	100.00
I3 BANK HSA	100.00
I3 BANK	28,406.25
BERGANKDV, LLC	6,000.00
COX BUSINESS SERVICES	181.57

MUD	61.05
WM CORPORATE SERVICES, INC	50.00
YOUNG & WHITE LAW OFFICES	3,886.00
RATINA CRAWFORD	1,071.30
MINDI LAAKER	1,804.72
NATIONWIDE	2,228.94
NATIONWIDE	3,182.27
IRS	153.00
U.S. POSTAL SERVICE	136.00
INTUIT	495.00
AMAZON	19.24
JEO CONSULTING, INC	7,115.00
OPPD	313.43
RATINA CRAWFORD	1,122.54
MINDI LAAKER	1,804.72
NATIONWIDE	2,227.18
NATIONWIDE	3,180.50
ALL MAKES	11.92
THE DAILY RECORD	34.00
MIDWEST FLOORING COVERING, INC.	87.50
CLOUDFARE	240.00
I3 BANK HSA	100.00
WAREHOUSE	25.00
MARIA'S	20.00
RAMADA	495.00
RAMADA	198.00
IRS	7,116.12
I3 BANK HSA	100.00
CITY OF OMAHA	10,609.60
WAREHOUSE	25.00
I3 BANK HSA	100.00
BENNINGTON SUBURBAN FIRE DISTRICT #7	55,924.00
CITY TOTAL	150,786.58
SEWER	
ONE CALL CONCEPTS	18.74
YOUNG & WHITE LAW OFFICES	63.50
PEOPLE SERVICE	1,360.00

SEWER TOTAL	1,442.24
LIBRARY	
AMAZON CAPITAL SERVICES	83.68
BAKER & TAYLOR BOOKS	117.58
BLUE CROSS BLUE SHIELD	2,568.10
COLLABORATIVE SUMMER LIBRARY PROGRAM	673.81
JESSICA ROWE-DESILVA	280.00
MUTUAL OF OMAHA	170.25
MUTUAL OF OMAHA	146.64
SHAY SNOW	52.37
ALL MAKES OFFICE EQUIPMENT CO.	116.05
BAKER & TAYLOR BOOKS	709.60
COX BUSINESS SERVICES	180.00
INGRAM	313.56
MUD	284.90
NEBRASKA LIBRARY COMMISSION	1,155.00
PRESTO-X	25.63
SAM'S CLUB MC/SYNCB	194.76
WM CORPORATE SERVICES, INC	95.00
JOHNNA BIERMAN	1,300.53
LISA FLAXBEARD	1,477.74
NATALIE HARTLEY	290.90
LYDIA PILE	128.13
SHAY SNOW	1,304.21
TARYN STERN	163.95
OPPD	138.60
JESSICA ROWE-DESILVA	224.00
INGRAM	394.97
JOHNNA BIERMAN	1,307.90
LISA FLAXBEARD	1,477.74
NATALIE HARTLEY	503.31
LYDIA PILE	152.01
SHAY SNOW	1,304.20
TARYN STERN	175.88
NATALIE HARTLEY	29.82
AMAZON CAPITAL SERVICES	465.40
BAKER & TAYLOR BOOKS	19.03
COX BUSINESS SERVICES	73.61

MIDWEST FLOORING COVERING, INC.	262.50
DESIGN 4	82.80
LIBRARY TOTAL	18,444.16
POLICE	
BLUE CROSS BLUE SHIELD	10,398.60
MUTUAL OF OMAHA	444.15
MUTUAL OF OMAHA	637.48
BENNINGTON AUTO SALE	1,058.37
COX BUSINESS SERVICES	187.78
IDEAL PURE WATER	64.49
LAW ENFORCEMENT SYSTEMS, INC	418.00
MUD	154.00
PRESTO-X	41.81
WM CORPORATE SERVICES, INC	50.00
ANDREW HILSCHER	2,599.93
JAYME IVERSEN	1,733.57
DONALD MCGUIRE	170.67
MARK NOONAN	396.31
ROSALINDA PEREZ	1,974.37
DANIEL STOCKER	2,020.95
MARK WILKINS	32.30
CHRISTOPHER WILLIAMSON	2,097.54
OPPD	432.79
DEVIN CRINKLAW	213.33
ANDREW HILSCHER	2,599.94
JAYME IVERSEN	1,562.46
STACIA NELSON	288.21
ROSALINDA PEREZ	2,018.95
DANIEL STOCKER	2,020.95
ABIGAIL WARREN	64.61
CHRISTOPHER WILLIAMSON	1,902.01
GALLS, INC	53.27
GREAT AMERICA FINANCIAL SERVICE	25.80
POLICE TOTAL	35,662.64
PARKS	
BLUE CROSS BLUE SHIELD	835.83
COX BUSINESS SERVICES	46.39

HOME DEPOT CREDIT SERVICES	247.64
MUTUAL OF OMAHA	228.38
MUTUAL OF OMAHA	48.88
SITE ONE LANDSCAPE SUPPLY	1,034.04
STRATEGIC ELECTRIC GROUP, LLC	1,580.00
SUNBELT RENTAL, INC.	118.11
VERMEER HIGH PLAINS	284.97
COSTCO	219.99
AKRS EQUIPMENT	102.97
CUBBY'S	221.51
MUD	497.32
PRESTO-X	27.50
WM CORPORATE SERVICES, INC	352.00
CARTER BEHNKEN	173.63
JOHN BOHRER	964.72
DEREK BRECHBILL	1,544.56
TRISTAN BUHRMAN	380.87
JACOB CONLEY	2,252.69
TYLER FORTIN	240.41
OPPD	481.46
OLSSON	18,447.24
CARTER BEHNKEN	40.38
JOHN BOHRER	964.73
DEREK BRECHBILL	1,544.59
TRISTAN BUHRMAN	281.59
JACOB CONLEY	2,252.68
TYLER FORTIN	114.28
BOBCAT OF OMAHA	2,640.00
CROUCH RECREATION, INC.	3,154.00
DULTMEIER SALES	453.75
AMAZON	10.99
PARKS TOTAL	41,788.10
STREETS	
BLUE CROSS BLUE SHIELD	835.84
COX BUSINESS SERVICES	46.40
HOME DEPOT CREDIT SERVICES	247.65
MUTUAL OF OMAHA	48.88
SITE ONE LANDSCAPE SUPPLY	1,024.15

SUNBELT RENTALS, INC.	342.12
VERMEER HIGH PLAINS	284.96
COSTCO	220.00
AKRS EQUIPMENT	102.96
CUBBY'S	221.50
MUD	324.50
PRESTO-X	27.50
JEO CONSULTING, INC	1,880.00
OPPD	5,150.19
HARSIN BUILT CONSTRUCTION	2,570.00
AMAZON	10.99
STREETS TOTAL	13,337.64
CITY	150,786.58
SEWER	1,442.24
LIBRARY	18,444.16
POLICE	35,662.64
PARKS	41,788.10
STREETS	13,337.64
TOTAL OF ALL BILLS	\$ 261,461.36
GENERAL DEPOSITS	
OFFICE DEPOSIT	65,044.94
KENO ACCT TRANSFER	100.00
OFFICE DEPOSIT	86,425.30
STATE OF NEBRASKA - HIGHWAY ALLOCATION	23,160.79
DOUGLAS COUNTY GENERAL	55,615.36
DOUGLAS COUNTY BOND	26,482.72
CLERK SCHOOL SCHOLARSHIP	225.00
OFFICE DEPOSIT	23,990.00
STATE OF NEBRASKA - SALES TAX	66,544.01
MUD/OFFICE DEPOSIT	58,828.53
INTEREST	9,601.39
DEPOSITS TOTAL	\$ 416,018.04
DIFFERENCE	\$ (154,556.68)
KENO DEPOSIT	4,703.75
KENO DEPOSIT	5,588.14

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

Audit Report – Tim Lens, berganKDV

Lens presented the 2022-2023 Audit Report and September 30, 2023 Financial Statements. The audit report is on file in the City Office.

Street Closure and Event Applications –

GEAR's Car Show, Sunday May 26 from 5 a.m. to 6 p.m.–Ron Brown  
156<sup>th</sup> and Warehouse Streets East to Allen Street and Molley and Stark Streets from Warehouse Street to Bennington Road

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

Bennington Daze, Saturday June 1 from 6 a.m. to Sunday June 2 at 2 a.m.–Nicki Byars  
168<sup>th</sup> Street and Bennington Road East to 156<sup>th</sup> Street, South to Warehouse Street and East to Allen Street for the parade  
South Second and Molley Streets East to Stark Street for the Beer Garden and Street Dance

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

Three-Year Reappointment Recommendation from Planning Commission

Motion by Adams, second by Bridgeford to approve James Bartels for reappointment as presented. All voted in favor and the motion carried.

Mayor's New Appointment Recommendations for Planning Commission

Motion by Bridgeford, second by Pekny to approve Jeff Ryan to a three-year appointment as presented. All voted in favor and the motion carried.

Motion by Pekny, second by Adams to approve Mike Valasek to a three-year appointment as presented. All voted in favor and the motion carried.

Consideration of a Replat of Lots 245-256 in Kempton Creek Phase 2 located south of Bennington Road and west of 156<sup>th</sup> Street

City Engineer Julie Ogden and Jeff Stoll with E & A Consulting, Inc. presented the proposed replat of 12 lots to 11 lots.

Johns opened a public hearing and there were no comments.

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

Consideration of a Replat of Lots 1-2 Replat 17 in Ridgewood located south of Highway 36 and east of North 149<sup>th</sup> Circle

City Engineer Julie Ogden explained the replat.

Johns opened a public hearing and there were no comments.

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

Consideration of a Text Amendment in the R-1 Lakeside Residential Zoning District to Increase Impervious Surfacing Allowance

City Engineer Julie Ogden explained the proposed increase in impervious surfacing allowance from 35% to 40%.

Johns opened a public hearing and there were no comments.

Motion by Bridgeford, second by Adams to approve the text amendment as presented. All voted in favor and the motion passed.

Consideration of Text Amendments to the Zoning Regulations regarding Definitions of Multiple Dwelling, Single-Family Attached Dwelling, Two-Family Dwelling, and Townhouse and to the Height and Lot Requirement Tables for R-3 Medium Density Residential and R-4 High Density Residential Zoning Districts

City Engineer Julie Ogden and City Attorney Jeff Miller explained the proposed text amendments.

Johns opened a public hearing and there were no comments.

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

Ordinance No. 530 Amending the City of Bennington's Zoning Regulations regarding Definitions and Height and Lot Requirements in the R-1 Lake Side, the R-3 Medium Density, and the R-4 High Density Residential Zoning Districts

Motion by Bridgeford, second by Adams to introduce and waive three readings of Ordinance No. 530 AN ORDINANCE AMENDING THE CITY OF BENNINGTON'S ZONING REGULATIONS REGARDING DEFINITIONS AND HEIGHT AND LOT REQUIREMENTS IN THE R-1 LAKE SIDE, THE R-3 MEDIUM DENSITY, AND THE R-4 HIGH DENSITY RESIDENTIAL ZONING DISTRICTS. All voted in favor and the motion carried.

Motion by Adams, second by Bridgeford to approve and adopt Ordinance No 530. All voted in favor and the motion carried.

Neumeyer Farm Park

The rock base for field drainage has been adjusted. A root zone soil mix was approved. Due to a missing manhole, the City will need to tap an existing drainage pipe.



Motion by Pekny, second by Adams to approve Blade Master's Pay Application #2 totaling \$133,505.07. All voted in favor and the motion.

Motion by Bridgeford, second by Adams to table Blade Master's Change Order #5. All voted in favor and the motion carried.

#### Annual ASIP Update

The Arterial Street Improvement Program increased approximately \$200,000 in the last year and is allocated for future street projects.

Review and Authorize Bidding of Street Patching Project and Asphalt Seal Coat Project  
City Engineer Julie Ogden distributed a site map with eight priority sites and several concrete patches totaling \$200,000.

Motion by Pekny, second by Adams to authorize bids for the street work presented. 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

Motion by Adams, second by Bridgeford to approve the Purchase of a Bobcat CT5545 compact tractor via Sourcewell Cooperative Procurement Process totaling \$42,935.00. All voted in favor and the motion carried.

#### Adjourn

Motion by Bridgeford, second by Adams to adjourn the meeting at 6:59 p.m. All voted in favor and the motion carried.