

City of Bennington
City Council Meeting Minutes
Monday, June 10, 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, June 10, 2024 at 6:00 p.m. In attendance were City Council Members Kaye Bridgeford and Shane Pekny. Council Members Clint Adams and Josh Dowding were absent. City Clerk Mindi Laaker identified the Open Meetings Act location that is available to the public.

City Attorney Jeff Millerr state for the record that pursuant to State Law 17-105 the Mayor was deemed to be a member of the Council for purposes of establishing a quorum, and that a quorum of the Council was thus in attendance.

Approval of Consent Agenda

A. May 13, 2024 City Council Meeting Minutes

B. May 2024 Bills Paid

C. Keno Receipts: May 8.75%: \$7,611.59

D. JEO Consulting Invoices for:

i. General Engineering Invoice No. 150626 for \$11,770.00

ii. Neumeyer Farms Phase 1 Invoice No. 150627 for \$1,377.50

iii. Warehouse Street Improvements Invoice No. 150631 for \$2,005.00

E. Olsson Invoice No. 498803 for \$3,203.44

<u>BILLS PAID IN MAY</u>	
<u>CITY</u>	
LEAGUE OF NEBRASKA MUNICIPALITIES	535.00
BENNINGTON SCHOOL	450.00
BLUE CROSS BLUE SHIELD	775.24
THE DAILY RECORD	539.51
OFFICE DEPOT, INC.	37.98
YOUNG & WHITE LAW OFFICES	2,534.26
MUD	61.05
IRS	6,129.38
I3 BANK - HSA	157.50
RATINA CRAWFORD	1,115.47
MINDI LAAKER	1,871.88
NE DEPT OF REVENUE	2,196.71
NATIONWIDE - 401A	2,012.73
NATIONWIDE - 457B	2,966.04
WM CORPORATE SERVICES, INC.	50.00

COX BUSINESS SERVICES	181.78
FILTER SHOP	9.13
I3 BANK - HSA	157.50
IRS	6,259.04
RATINA CRAWFORD	1,070.82
MINDI LAAKER	1,804.73
NATIONWIDE - 401A	2,011.79
NATIONWIDE - 457B	2,965.12
INTUIT	495.00
JEO CONSULTING	9,302.50
OPPD	294.50
I3 BANK - HSA	157.50
OFFICE DEPOT, INC.	89.53
I3 BANK - HSA	157.50
ALL MAKES	27.54
IRS	6,514.07
I3 BANK - HSA	157.50
CITY TOTAL	53,088.30
<u>SEWER</u>	
YOUNG & WHITE LAW OFFICES	37.00
ONE CALL CONCEPTS	57.44
PEOPLE SERVICE	1,570.00
SEWER TOTAL	1,664.44
<u>LIBRARY</u>	
JOHNNA BIERMAN	39.23
ALL MAKES OFFICE EQUIPMENT CO.	134.86
AMAZON CAPITAL SERVICES	389.98
BLUE CROSS BLUE SHIELD	2,568.10
COX BUSINESS SERVICES	72.21
MUD	284.90
PRESTO-X	25.63
LYNN BARNA	48.95
JOHNNA BIERMAN	1,300.69
LISA FLAXBEARD	1,477.91
NATALIE HARTLEY	609.51
LYDIA PILE	149.01
SHAY SNOW	1,304.36
TARYN STERN	125.14

WM CORPORATE SERVICES, INC.	95.00
ABDO-SPOTLIGHT MAGIC WAGON	1,727.25
COLLABORATIVE SUMMER LIBRARY PROGRAM	17.99
COX BUSINESS SERVICES	180.00
FILTER SHOP	25.73
INGRAM	333.57
JESSICA ROWE-DESILVA	294.00
THREE RIVERS LIBRARY SYSTEM	10.00
JOHNNA BIERMAN	1,300.53
LISA FLAXBEARD	1,477.73
NATALIE HARTLEY	637.21
LYDIA PILE	107.07
SHAY SNOW	1,304.21
TARYN STERN	119.18
AMAZON CAPITAL SERVICES	256.50
BAKER & TAYLOR BOOKS	667.46
OPPD	138.60
SAM'S CLUB MC/SYNCB	682.55
INGRAM	273.95
JESSICA ROWE-DESILVA	322.00
LIBRARY TOTAL	18,501.01
<u>POLICE</u>	
BENNINGTON AUTO SALE	8,979.20
BLUE CROSS BLUE SHIELD	7,798.95
COX BUSINESS SERVICES	202.01
GREAT PLAINS UNIFORMS	536.45
U.S. POLICE SERVICE	188.00
MUD	150.00
PRESTO-X	41.81
IDEAL PURE WATER	29.98
MIDWEST ARMOR	601.76
ANDREW HILSCHER	2,600.10
JAYME IVERSEN	1,562.63
ROBERT JONES	404.03
DONALD MCGUIRE	170.66
MARK NOONAN	140.08
PAUL SMOOT	160.00
DANIEL STOCKER	2,021.10
ABIGAIL WARREN	16.16

WM CORPORATE SERVICES, INC.	50.00
FILTER SHOP	8.63
USPS	9.50
USPS	136.00
ANDREW HILSCHER	2,599.93
JAYME IVERSEN	1,562.47
DONALD MCGUIRE	320.00
STACIA NELSON	750.59
PAUL SMOOT	230.99
JONATHAN STARKE	541.57
DANIEL STOCKER	2,020.94
AT&T MOBILITY	263.56
BENNINGTON AUTO SALE	80.38
INGRAM	282.84
LYNN PEAVEY COMPANY	68.21
OPPD	369.48
CUBBY'S	1,608.81
OFFICE DEPOT, INC.	80.96
ALL MAKES	44.94
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB	105.00
PARTY CITY	96.50
VAL MORTON	205.26
POLICE TOTAL	37,039.48
<u>PARKS</u>	
BLUE CROSS BLUE SHIELD	835.83
CUBBY'S	91.40
FLATWATER SALES, INC.	2,443.00
MONSTER TREE SERVICE OF OMAHA	5,500.00
MUD	440.06
PRESTO-X	30.50
COSTCO	13.81
CARTER BEHNKEN	276.54
JOHN BOHRER	964.91
DEREK BRECHBILL	1,544.75
TRISTAN BUHRMAN	322.05
JACOB CONLEY	2,252.68
TYLER FORTIN	280.87
WM CORPORATE SERVICES, INC.	730.84
ELKHORN ACE HARDWARE	511.08

BOBCAT OF OMAHA	273.45
MENARDS - ELKHORN	75.01
PORT A JOHNS, INC	87.50
CARTER BEHNKEN	315.79
JOHN BOHRER	964.73
DEREK BRECHBILL	1,544.57
TRISTAN BUHRMAN	538.95
JACOB CONLEY	2,252.68
TYLER FORTIN	547.62
ARBOR DAY FOUNDATION	25.00
AT&T MOBILITY	23.09
JEO CONSULTING	1,377.50
LANG DIELSEL INC.	534.64
OLSSON	5,215.11
OPPD	671.48
PAPIO VALLEY NURSERY, INC	522.75
THIELE GEOTECH, INC	3,412.50
WAYFAIR	144.52
DULTMEIER SALES	83.50
LANOHA	23,500.00
SITE ONE LANDSCAPE SUPPLY	517.68
AMAZON	103.36
PARKS TOTAL	58,969.75
<u>STREETS</u>	
BLUE CROSS BLUE SHIELD	835.84
CUBBY'S	91.39
FLATWATER SALES, INC.	2,443.00
YOUNG & WHITE LAW OFFICES	132.00
MUD	324.50
PRESTO-X	30.50
COSTCO	13.81
ELKHORN ACE HARDWARE	511.08
BOBCAT OF OMAHA	273.45
MENARDS - ELKHORN	75.01
PORT A JOHNS, INC	87.50
AT&T MOBILITY	23.10
JEO CONSULTING	1,703.75
LANG DIELSEL INC.	534.64
ME COLLINS CONTRACTING	26,615.55

MICHAEL TODD INDUSTRIAL SUPPLY	91.00
OPPD	5,142.21
PAPIO VALLEY NURSERY, INC	522.75
THIELE GEOTECH, INC	3,412.50
CLEAN SWEEP COMMERCIAL INC.	3,241.50
DULTMEIER SALES	83.50
SITE ONE LANDSCAPE SUPPLY	517.68
STREETS TOTAL	46,706.26
CITY	53,088.30
SEWER	1,664.44
LIBRARY	18,501.01
POLICE	37,039.48
PARKS	58,969.75
STREETS	46,706.26
TOTAL OF ALL BILLS	215,969.24

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

Consideration of a Text Amendment Adding Dance Studios and related uses as a Permitted or Conditional Use in the C-1 Highway Commercial, C-4 Flex Business and I-1 Light Industrial Zoning Districts and adding definitions and parking requirements for said uses

City Engineer Julie Ogden explained the addition of dance studios and similar uses as a conditional use and the consideration of parking to be based on building size.

Johns opened a public hearing and there were no comments.

Motion by Bridgeford, second by Pekny to approve the text amendments as presented, and being a conditional use in the C-1, C-4, and I-1 Zoning Districts. All voted in favor and the motion carried.

Ordinance No. 531 Amending the City of Bennington's Zoning Regulations by Adding Dance Studios and related uses as a Conditional Use in the C-1 Highway Commercial, C-4 Flex Business and I-1 Light Industrial Zoning Districts and adding definitions and parking requirements for said uses

Motion by Bridgeford, second by Pekny to introduce and waive three readings of Ordinance No. 531 AN ORDINANCE AMENDING THE CITY OF BENNINGTON'S ZONING REGULATIONS BY ADDING DANCE STUDIOS AND RELATED USES AS A CONDITIONAL USE IN THE C-1 HIGHWAY COMMERCIAL, C-4 FLEX BUSINESS AND I-1 LIGHT INDUSTRIAL ZONING DISTRICTS AND ADDING DEFINITIONS AND PARKING REQUIREMENTS FOR SAID USES. All voted in favor and the motion carried.

Motion by Pekny, second by Bridgeford to approve and adopt Ordinance No. 531. All voted in favor and the motion carried.

Event Application/Street Closure – Douglas County Farm Bureau Tractor Show August 17, 2024 - Warehouse Street from 156th to Molley Streets from 8 a.m. to 2 p.m.
Motion by Bridgeford, second by Pekny to approve the event and closure as presented. All voted in favor and the motion carried.

Peddlers Permit Applications, Door-to-Door Sales
Motion by Bridgeford, second by Pekny to approve Legacy Restoration a 1-Year Permit. All voted in favor and the motion carried.

Motion by Bridgeford, second by Pekny to approve Emerald Roofing a 6-Month Permit. All voted in favor and the motion carried.

PeopleService 3-Year Service Agreement from October 2024 to September 2027
Motion by Pekny, second by Bridgeford to approve the agreement as presented. All voted in favor and the motion carried.

Reimbursement to S.I.D. No. 603 (Kempton Creek Phase 1) totaling \$100,000 for the West Portion of Kempton Creek Drive
City Engineer Julie Ogden reported that SID 603 is to be reimbursed for the west portion of Kempton Creek Drive per the Subdivision Agreement.

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

Neumeyer Farm Park
Field Seeding Completion date is May 24 and Final Project Completion date is July 15.

Motion by Bridgeford, second by Pekny to approve Blade Master's Pay Application #3 totaling \$169,313.48. All voted in favor and the motion carried.

2024 Street Patching and Micro-Surfacing Projects
Motion by Pekny, second by Bridgeford to accept the bid of Navarro Lawn & Landscape for 2024 Street Patching. All voted in favor and the motion carried.

Discussions will continue regarding options for 2024 Micro-Surfacing.

Library, Police, Public Works, Office and Project Tracker Reports
All monthly reports are on file in the City Office.

Adjourn
Motion by Bridgeford, second by Pekny to adjourn the meeting at 6:33 p.m. All voted in favor and the motion carried.