**PROCEEDINGS OF THE MAYOR AND COUNCIL**

**OF THE CITY OF WILBER, NEBRASKA**

**Tuesday, July 11, 2023  7:30 p.m.**

 Mayor Roger Chrans called the regular meeting to order at the Cultural Center at 110 W Third Street in Wilber, Nebraska at 7:30 p.m.  Notice of this meeting was published in *The Wilber Republican* on June 28, 2023.  The following were present. Mayor Roger Chrans, Council members Allen Brozovsky, Tim Lempka, Kent Linhart and Randy Sasek. City Attorney Tad Eickman, City Treasurer Gail May, Programs Administrator Shanon Meyer, City Superintendent Tim Krivohlavek, Water/WWTP Operator Jason Ripa, Jerrod and Becky Zoubek, Steve Seyfert, Wilber Care Center Administrator Nicole Lane, Jill Rogman and Chris Lane. Absent was City Clerk Lori Rezny.

The Mayor stated that the open meetings act is posted in the meeting room and is available for public inspection.  Roll call shows four Councilmembers are present.  The Mayor called for recognition of visitors if anyone in attendance wishes to address the Council.  No one addressed the Council.

Brozovsky moved and Lempka seconded the motion to approve the consent agenda including the minutes of the June 13th special and June 13th regular meetings and claims as presented. Roll call vote. Yes. Linhart, Lempka, Brozovsky and Sasek. No. None. Motion carried 4-0.

Claims were as follows.  Description of claims for this legal, an-annuity; bond-bond expense, pymt, interest; const-construction; eq-equipment; ex-expense; ga-garnishment; gr-grant reimb; in-insurance; ml-mileage; mi-miscellaneous; pf-professional services; pr-payroll; ps-power supplier; rb-reimbursement; rp-repairs and maintenance; st-sales tax; se-service; sup-supplies; loan-srf/loan pymt; tr-transfer of funds; ut-utilities. 41 Auto Parts, rp, 738.18; American Family, in, 575.20; Ameritas, an, 1542.08; Anytime Plumbing, se, 101.00; Aqua Chem, sup, 15,737.03; Beatrice Sand, sup, 2269.49; Black Hills, ut, 1495.16; Blue Cross, in, 23,695.56; Card Services, ex, 62.99; City of Wilber, ut, 5339.69; pr, 72,401.82; Constellation Newenergy, ut, 149.57; Core & Main, sup, 4176.30; Culligan, se, 18.00; Dutton-Lainson, sup, 916.03; Dvoracek Mem Lib., tr, 10,000.00; Eakes, sup, 1050.15; Ed M Feld, sup, 724.00; Emergency Medical, sup, 330.70; F & M Bank, hsa, 1380.00; Fairbury Winnelson, sup, 273.21; Farmers Elevator, rp, sup, 828.92; First Bankcard, sup, ex, 593.57; Food Mesto, sup, 2736.29; Gail May, rb, 128.60; Hawkins, sup, 651.18; Kovar Sales, rp, 23.05; League of Ne Municip., ex, 535.00; Lowes, sup, 60.71; Matheson Tri-Gas, sup, 334.19; Midwest Labs, sup, 478.37; Nebr. Power Review Board, ex, 216.85; Nebr Public Health, ex, 46.00; Norris PP, ps, 79,942.55; Olsson, pf, 4344.00; One Call, ex, 17.06; Pacific Life, an, 1562.74; Petty Cash, rb, 250.00; Rose Equip., eq, 3600.00; Sack Lumber, sup, rp, 642.53; Saline Co Area Transit, se, 3731.00; Saline Co Clerk, se, 16,666.66; Saline Co Treas, se, 309.17; Seward Co Independent, ex, 123.49; Sid Dillon, rp, 34.99; State of Nebr, st, 7125.94; Tad Eickman, pf, 2000.00; Walker Uniform, se, 33.49; Waste Connections, se, 18,578.54; WAPA, ps, 23,106.23; Wilber Rescue, se, 960.00; Windstream, ut, 732.74; Allen Hormandl, se, 720.00; Brian May, se, 50.00; Carson Radcliff, se, 400.00; Carter Skleba, se, 170.00; Cash Kesler, se, 200.00; Coy Rosentreader, se, 70.00; Gavin Hormandl, se, 750.00; Hunter Cerveny, se, 710.00; Jack Zimmerman, se, 480.00; Mason Zimmerman, se, 420.00; Michael Pulliam, se, 60.00; Oscar Ortiz, se, 270.00; Owen Smith, se, 110.00; Shanon Meyer, rb, 100.00; Shaylee Kesler, se, 330.00; Tatiana Meza, se, 150.00.

The third and final reading of Ordinance #969 was read aloud by Mayor Chrans. The Ordinance pertaining to annexing to and including within the Corporate limits of the City of Wilber the Farmers Coop property at 2312 State Hwy 41. Lempka moved for passage of Ordinance #969. Publishing this ordinance in *The Wilber Republican* one time in pamphlet form, which motion was seconded by Councilmember Linhart. The Mayor then stated the question, “Shall Ordinance #969 be passed and adopted?” Upon roll call vote, the following was the vote. Roll call vote. Yes. Lempka, Linhart, Brozovsky and Sasek. No. None. Motion carried 4-0.

ORDINANCE #969

 Whereupon the Mayor announced that the introduction of Ordinances was now in order.

 Whereupon it was moved by Councilmember Lempka and seconded by Councilmember Linhart that the minutes of the proceedings of the Mayor and Council of the City of Wilber, Saline County, Nebraska in the matter of passing and approving Ordinance #969 be preserved and kept in a separate and distinct volume be incorporated in and made a part of these proceedings the same as though it were spread at large herein. The Mayor called the roll and the following was the vote. Yes. Lempka, Linhart, Brozovsky and Sasek. No. None. Motion carried 4-0.

Councilmember Sasek excused himself from the meeting because of a potential conflict of interest with the next agenda item of the Zoubek plat. Mayor Chrans brought forth discussion regarding the proposed Zoubek addition. The Planning Commission had a Hearing scheduled for June 13, 2023 regarding the final plat of the Zoubek addition, however, because of concerns brought forth by the Planning Commission regarding the Zoubek plat turn around area on the dead end and street paving not meeting the current Zoning Regulations that Hearing was cancelled and a workshop with the Planning Commission and three members of the City Council was held on June 13, 2023 to discuss the concerns the Planning Commission had regarding the Zoubek plat. After further discussion, the Council agreed to direct Tad Eickman to set hearings before the Planning Commission and City Council to bring forth proposed amendments to the City’s Zoning Regulations regarding the matters discussed.

 Linhart moved and Brozovsky seconded to open a public hearing at 8:00 p.m. for the Wilber Care Center 2023-2024 budget presentation. Roll call vote. Yes. Brozovsky, Lempka, Linhart and Sasek. No. None. Motion carried 4-0. Wilber Care Center Administrator Nichole Lane presented the 2023-2024 Wilber Care Center budget. A discussion was held with the Mayor and Council. No public comment was received. The budget has been approved by the Wilber Care Center Board. Brozovsky moved and Lempka seconded to close the public hearing at 8:18 p.m. Roll call vote. Yes. Lempka, Brozovsky, Linhart and Sasek. No. None. Motion carried 4-0.

 Brozovsky moved and Sasek seconded to approve the 2023-2024 Wilber Care Center budget as presented. Roll call vote. Yes. Brozovsky, Lempka, Linhart and Sasek. No. None. Motion carried 4-0.

 Shelly Broz had requested to be on the agenda regarding the City’s fireworks policy. Shelly was not in attendance however Steve Seyfert spoke on this matter. It was agreed to send out to other communities what their ordinances are regarding this matter.

 Further discussion was held regarding the Methodist Church creek improvements proposal. The City has contacted Olsson Engineers to have them inspect the culvert under Harris Street next to the Methodist Church however the City has not gotten the report back from Olsson yet.

 After reviewing the Saline County Area Transit budget request Sasek moved and Linhart seconded to approve the City’s portion of the SCAT 2023-2024 budget in the amount of $3731.00. Roll call vote. Yes. Brozovsky, Lempka, Linhart and Sasek. No. None. Motion carried 4-0.

 Shanon Meyer updated the Council on the future plans of the underground sprinkler system for the ball fields. Some maintenance will need to be done to the fields before the system can be installed. Shanon will continue updating the Council as things progress. Shanon is still working on getting costs and internet access for camera systems at city facilities.

 Deputy Kevin Vogel presented the monthly Sheriff’s report.

 City Treasurer Gail May presented information on First Interstate Bank’s special money market account investment and information on Nebraska Class. No action was taken at this time.

 Jason Ripa gave an update on the City’s volunteer water restrictions and water tower maintenance scheduling in the Fall. Mayor Chrans thanked the Wilber-Clatonia PTO for donating the extra plants from the PTO plant sale to the Wilber Garden Club.

 Three sealed proposals were received for the demolition of the City Quonset on State Hwy 103. Councilmember Sasek opened the bids as follows. Kastanek Farm Service in the amount of $7500.00. Kreshel Excavating in the amount of $7450.00. Gana Trucking & Excavating in the amount of $7095.00. All bids were received by the July 11, 2023 4:30 p.m. deadline. After some discussion, Sasek moved and Linhart seconded to award the bid to Gana Trucking & Excavating for the project provided they can complete the project by the 7/31/2023 deadline. Roll call vote. Yes. Brozovsky, Linhart and Sasek. Abstain. Lempka. No. None. Motion carried 3-0. (On July 17, 2023 Gana Trucking & Excavating withdrew their demolition bid and the Mayor approved to award the bid to the next low bid of Kreshel Excavating in the amount of $7450.00)

 Discussion was held with Tim Krivohlavek on possible future use of the Quonset site for a storage building. The property needs to first be surveyed to determine the lot lines. Sasek moved and Brozovsky seconded to have Councilmember Lempka get surveyor contact information to Tim Krivohlavek who is then authorized to hire a surveyor not to exceed $2500.00 to survey the property. Roll call vote. Yes. Linhart, Brozovsky, Lempka and Sasek. No. None. Motion carried 4-0.

 Tim Krivohlavek updated the Council on plans to purchase a generator by sealed bids at the August meeting and discussion of the process of possible street vacation and making part of a street an alley on a dead end while maintaining utility easements. City reports were given by Department Heads. Discussion was held on building a bathroom at the City Park. Shanon Meyer and Tim Krivohlavek will gather more information on this. Jason Ripa reported on future water testing. Mayor Chrans reported on upcoming events he will be attending.

 Sasek moved and Linhart seconded to go into closed session for the protection of the public interest regarding legal strategies for a future City water source. Roll call vote. Yes. Linhart, Brozovsky, Lempka, and Sasek. No. None. Motion carried 4-0. The Mayor restated the purpose of the closed session is regarding legal strategies for a future City water source. The Mayor and Council went into closed session at 9:36 p.m. Those in the closed session were Mayor Chrans, Councilmembers Sasek, Brozovsky, Lempka and Linhart, City Attorney Tad Eickman, Tim Krivohlavek, Shanon Meyer, Jason Ripa and Gail May. The meeting room doors were opened at 9:45 p.m. Sasek moved and Brozovsky seconded to exit the closed session at 9:45 p.m. Roll call vote. Yes. Lempka, Brozovsky, Linhart, and Sasek. No. None. Motion carried 4-0.

Brozovsky moved and Lempka seconded to adjourn the meeting at 9:46 p.m. Roll call vote. Brozovsky, Linhart, Lempka and Sasek. No. None. Motion carried 4-0.