

City Council Meeting November 2, 2022

The Wymore City Council met in open and public session on Wednesday November 2, 2022, in council chambers. Mayor Pike called the meeting to order at 7:05 PM. Present were councilpersons Sue Sapp, Curt Oblinger, and Neil Van Boening, as well as City Attorney Andy Carothers. Councilperson Max Allen was not in attendance. Notice of the meeting was given by posting in three places: Wymore Post Office, Arbor State Pharmacy, and the City Office. Notice was given to the Mayor and Council and their acknowledgement is attached. All proceedings shown were taken while the meeting was open to the public.

Motion by Sue, second by Neil to approve minutes of the last meeting. Motion carried 3-0.

Motion by Sue, second by Neil to approve claims/payroll except for checks #26069 & #26078. Motion carried 3-0.

Motion by Sue, second by Curt to approve check #26069. Motion carried 3-0.

Approval of check #26078 tabled until next meeting.

Public Comment: Andy provided copies of the revised procurement policy to council. Changes made are in paragraph 5, including a new subsection B and C which clarify process of purchases made through cooperative purchasing services or through the State awarded bid price. Andy asked council members to review policy prior the the next meeting.

City Librarian Austin Jackson was present and had copies of the latest Wymore Public Library Newsletter if anyone was interested in taking one.

Fire Chief Mark Meints was present and updated council on the number of calls his department has ran this year to date.

Andy stated he is hoping to coordinate with Tim prior to the next meeting so they can present a list of houses up next for demolition.

Motion by Sue, second by Curt, to open the public hearing regarding the CDBG 19-HO-36008 (OOR Grant). Motion carried 3-0. Melissa stated Jim Warrelman from SENDD had reached out to her since they won't have a staff present. The purpose of the public hearing is just for public comments or questions regarding the Owner Occupied Housing Grant. No public comments made. Motion by Sue, second by Neil to close public hearing regarding CDBG 19-HO-36008 (OOR Grant). Motion carried 3-0.

Motion by Curt, second by Neil to approve the Mayor to sign the letter, provided by SENDD, to request a 9 month extension for the CDBG 19-HO-36008 Grant. Motion carried 3-0.

Andy provided council members with a copy of Resolution 2022-08, which would pass the authority to provide electric service to Cottonwood @ the Springs, to Norris Public Power. Andy has been working with the Power Review Board and Dave Jarecke, Norris' attorney to get things in order for the transfer of authority to provide service, the transfer of 11 poles, and an overhead wire. Andy provided two attachments to council members showing what will remain Wymore's service lines and what will become Norris' service lines. Actual transfer of authority will take place January 2nd, 2023. Motion by Neil, second by Sue, to authorize the Mayor and City Clerk to sign, and approve Resolution 2022-08 passing the authority to provide electric service to Cottonwood @ the Springs, to Norris Public Power.

RESOLUTION NO. 2022-08

WHEREAS, the City of Wymore, Nebraska, a Municipal Corporation, owns and operates a municipal electric distribution system, primarily serving the residents of the City of Wymore;

WHEREAS, the City of Wymore also currently provides electric service to the owners of cabins and residences located on the following described real property, also known as Cottonwood Beach, which is outside of the City's electric service territory:

A tract of land on a part of the Southwest Quarter of the Southeast Quarter of Section 8, a part of the Northwest Quarter of the Northeast Quarter of Section 17 and on a part of the North half of the Southwest Quarter of the Northeast Quarter of Section 17, all in Township 2 North, Range 7 East, of the 6th Principal Meridian, Gage County, Nebraska, and more particularly described as follows:

For the purpose of this legal description, the basis of bearings is the West line of the Northwest Quarter of the Northeast Quarter of said Section 17, having an assumed reference bearing of S 01°55'26" E.

Beginning at the North Quarter Corner of said Section 17, said corner also being the South Quarter of said Section 8; thence southerly S 01°55'26" E, on the West line of the Northwest Quarter of the Northeast Quarter of said Section 17, 401.25 feet, to a point of intersection with the westerly extension of the North line of a tract of land recorded in the Gage County Register of Deeds, Deed book 94, Page 531; thence easterly N 88°01'59" E on the westerly extension of and on the North line of said tract, 329.87 feet, to a 5/8" rebar marking the Northeast corner of said tract; thence southerly S 01°55'39" E on the East line of said tract recorded in Deed Book 94, Page 531 and on the East line of a tract of land recorded in Deed Book 135, Page 435, 1031.33 feet, to a 5/8" rebar marking the Southeast corner of said tract described in Deed Book 135, Page 435; thence westerly S 88°02'03" W on the South line of said tract recorded in Deed Book 135, Page 435 and on the South line and the westerly extension of the South line of a tract of land recorded in Deed Book 126, Page 172, 329.95 feet, to a point of intersection on the West line of the Southwest Quarter of the Northeast Quarter of said Section 17; thence southerly S 01°55'04" E on the West line of the Southwest Quarter of the Northeast Quarter of said Section 17, 527.96 feet, to the Southwest corner of the North Half of the Southwest Quarter of the Northeast quarter of said Section 17; thence easterly N 87°51'59" E on the South line of the North Half of the Southwest Quarter of the Northeast quarter of said section 17, 924.30 feet; thence northerly N 01°55'04" E, 514.84 feet; thence northeasterly N 47°36'10" E, 59.40 feet; thence northeasterly N 25°11'19" E, 44.20 feet; thence northerly N 19°01'38" E, 108.14 feet; thence northeasterly N 55°03'09" E, 195.96 feet; thence northerly N 19°03'37" E, 107.40 feet; thence northerly N 02°05'49" W, 157.94 feet; thence northerly N 05°25'37" W, 910.39 feet, to a point of intersection on the North line of the Northeast Quarter of said Section 17, said point also being on the South line of the Southeast Quarter of said Section 8; thence continuing northerly N 05°25'37" W, 11.79 feet; thence westerly S 87°36'49" W, 1174.46 feet to a point of intersection on the West line of the Southeast Quarter of said Section 8; thence southerly S 02°49'17" E on the West line of the Southeast Quarter of said Section 8, 12.58 feet, to the South Quarter corner of said Section 8, said corner also being the North Quarter corner of said Section 17, said corner also being the True Point of Beginning:

Containing a calculated area of 42.466 acres more or less, of which 0.809 acres more or less are reserved for County Right of Way purposes. Subject to all easements, restrictions, and reservations of record;

WHEREAS, the assets of the City of Wymore that make up the system that provides electric service to the owners of cabins and residences located in the above-described real property consists of eleven (11) poles and overhead transmission lines as depicted within Exhibits A-1 and A-2;

WHEREAS, the City of Wymore no longer desires to provide electric service to the owners of cabins and residences located on the above-described real property, and desires to transfer the authority to provide said electric service and assets to Norris Public Power District a; and

WHEREAS, Norris Public Power District has agreed to provide electric service to the owners of cabins and residences located on the above-described real property as part its lease agreement with Norris Public Power District, upon the proper transfer of authority from the City of Wymore to Norris Public Power District.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF WYMORE, NEBRASKA consents to, and hereby does, transfer the authority to provide electric service the owners of cabins and residences located on the above-described real property and assets to Norris Public Power District at no cost to Norris Public Power District or the City of Blue Springs.

BE IT FURTHER RESOLVED that the transfer of the authority to the owners of cabins and residences located on the above-described real property and the assets to Norris Public Power District and/or the City of Blue Springs shall become effective January 2, 2023, and the City of Wymore will cooperate with Norris Public Power District to transfer the necessary consumer account information to Norris Public Power District prior to January 2, 2023. Furthermore, the City of Wymore will provide Norris Public Power District any necessary easements that may be necessary to serve the above-described real property.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute all necessary documents to effectuate the transfer of authority and assets to allow Norris Public Power District to provide electric service the owners of cabins and residences located on the above-described real property. Passed and approved this 2nd day of November 2022

Motion by Neil, second by Curt to pass resolution 2022-09, certifying Keith Gilmore as the City Street Superintendent. Motion carried 3-0.

Police Chief Schachtschabel was present and provided the council members with a suggested payscale for new hires as well as a pay increase for current police department employees. Conversation between police department employees and council members regarding increase in OT, process of hiring, fuel usage, and if suggested hourly rates are comparable to other local areas. Motion by Sue, second by Curt to approve suggested hourly pay increases. Motion carried 3-0.

The police department is looking to replace Car #3, which was recently put up for auction on Purple Wave. Milford Police Dept has a 2013 Ford Police Interceptor for sale for \$6,000. It comes equipped with a light bar, sirens, and center console to hold radio equipment, and the grill guard. Motion by Sue, second by Curt to approve purchase of 2013 Ford Police Interceptor form the Milford Police Dept for \$6,000. Motion carried 3-0.

Janet recently came across an outdated ordinance regarding camping fees. Andy suggests that we repeal the section of that ordinance and in the future include camping fees on the city's fees list which is updated annually. Andy will have paperwork ready at next meeting. Topic tabled.

Milton Pike, Mayor

Melissa Wach, Deputy City Clerk