

City Council Meeting November 6, 2024

The Wymore City Council met in open and public session on November 6, 2024, in the Council Chambers. Mayor Collin Meints called the meeting to order at 7:00 PM. Present were Council persons Sue Sapp, Curt Oblinger, and Neil Van Boening. City Attorney Andy Carothers was also in attendance. Council person Max Allen was absent. Notice of the meeting was given in advance by posting in three places: Wymore Post Office, Arbor State Pharmacy, and the City Office. It was also posted in the Fairbury Journal News. Notice was given to the Mayor and Council and their acknowledgement of receipt is attached. All proceedings shown were taken while the meeting was open to the public.

Motion by Sue, to approve the minutes from October 16<sup>th</sup>. Neil requested a change in the last paragraph from "Mark thought he would be able to get Greg to put that in writing or get an invoice that is marked paid with a zero balance." to ". Mark indicated to Neil that he would be able to get Greg to put that in writing or get an invoice that is marked paid with a zero balance." He did not want it to appear Mark had been present. Sue rescinded her motion. Motion by Sue, seconded by Neil to approve the Minutes from October 16<sup>th</sup> as amended. Motion carried 3-0.

Motion by Curt to approve claims and payroll except checks 29007 & 29035. Sue seconded the motion. Clerk Janet Riensche stated that she had given them the incorrect number on one of the checks. Curt rescinded the motion. Curt made a motion to approve claims and payroll except checks 29004 and 29007. Sue seconded the motion. Motion carried 3-0.

Motion by Sue, seconded by Curt to approve check 29004. Motion carried 3-0 with Neil abstaining and Mayor Meints voting in Max Allen's absence.

Motion by Sue, seconded by Neil to approve check 29007. Motion carried 3-0 with Curt abstaining and Mayor Meints voting in Max's absence.

**Dilapidated Buildings:** Tim Sedlacek stated he was going to send the demolition agreement to (Rudloff) the owner of 518 N 11<sup>th</sup> St agreeing to pay the city for demolition costs. The money will be held by the City to pay the contractors for asbestos inspection and remediation (Bockmann) and the demolition (Tiemann). The contract for the demolition will be placed on the next agenda. City Attorney Andy Carothers stated he had submitted a report to the Nebraska Department of Environment and Energy that he hoped to have the building at 217 S 7<sup>th</sup> St, demolished and disposed of by April. He also stated we have until December of 2026 to spend the funds from the grant. Andy asked the Council if there was interest in applying for the Down-Town Revitalization Grant again. The Council will take up the matter in January as the deadline for that application is February 1<sup>st</sup>.

**Public Comment:** Tim Sedlacek (Utilities Superintendent) stated that Pavers is in town and working on several different repair jobs on the city streets. Neil stated Wymore Blue Springs Area Fund would like to be on the next agenda for a presentation.

**Business:** Motion by Sue, seconded by Neil to donate ten \$10.00 Community Cash Certificates to the Treasure Hunt Raffle. Motion carried 3-0.

Mark Meints (Fire Chief) stated that Thomas Burke has resigned from the Wymore Fire Department due to moving out of the area. He is in good standing. Motion by Sue, seconded by Curt to accept the resignation of Thomas Burke from the Wymore Fire Department. Motion carried 3-0.

Discussion was held on Departmental Fund Transfers. Motion by Sue seconded by Curt to transfer the 5000.00 from the General Bank Account to the Community Center Special Money Market

Account. Motion carried 3-0. There was no decision on a transfer from the general account to the Fire Department B & E money market. The discussion on moving MFO to its own bank account will be on the next agenda.

Resolution 2024-03 Annual Certification of Street Superintendent was presented to the Council. Motion by Sue, seconded by Neil to pass Resolution 2024-03. Andy read the resolution.

### **RESOLUTION SIGNING OF THE YEAR-END CERTIFICATION OF CITY STREET SUPERINTENDENT**

**2024** Resolution No. 2024-03

**Whereas:** State of Nebraska Statutes, sections 39-2302, and 39-2511 through 39-2515 details the requirements that must be met in order for a municipality to qualify for an annual Incentive Payment; and

**Whereas:** The State of Nebraska Department of Transportation (NDOT) requires that each incorporated municipality must annually certify (by December 31<sup>st</sup> of each year) the appointment(s) of the City Street Superintendent(s) to the NDOT using the Year-End Certification of City Street Superintendent form; and

**Whereas:** The NDOT requires that each certification shall also include a copy of the documentation of the city street superintendent's appointment, i.e., meeting minutes; showing the appointment of the City Street Superintendent by their name as it appears on their License (if applicable), their License Number (if applicable), and Class of License (if applicable), and type of appointment, i.e., employed, contract (consultant, or interlocal agreement with another incorporated municipality and/or county), and the beginning date of the appointment; and

**Whereas:** The NDOT also requires that such Year-End Certification of City Street Superintendent form shall be signed by the Mayor or Village Board Chairperson and shall include a copy a resolution of the governing body authorizing the signing of the Year-End Certification of City Street Superintendent form by the Mayor or Village Board Chairperson.

**Be it resolved** that the Mayor X of City of Wymore is hereby authorized to sign the attached Year-End Certification of City Street Superintendent completed form.

Adopted this 6<sup>th</sup> day of November 2024 at Wymore , Nebraska.

Motion carried 3-0.

Ordinance 680 was discussed. Neil had a few questions about the Library wages. Janet stated she had spoken to Austin Jackson the Library director and the board wanted evaluations on the staff first and will not meet again till January. He also asked about payments to Fire and EMS officers and personnel. Andy stated those are paid as independent contractors, and don't need to be included in the ordinance.

Motion by Neil seconded by Sue to suspend the three readings of Ordinance 680. Motion carried 3-0. Andy read the ordinance. Motion by Sue, seconded by Curt to approve Ordinance 680 AN ORDINANCE TO ESTABLISH COMPENSATION FOR THE OFFICERS AND EMPLOYEES OF THE CITY; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; TO PROVIDE FOR AN EFFECTIVE DATE. Motion carried 3-0. Janet Riensche was instructed to make this retro active to October 1<sup>st</sup> and pay the back pay in a separate check.

The employee compensation package was tabled to the next agenda.

There was no action taken on the recodification of the Municipal Code Book.

Motion by Sue, seconded by Neil to approve Mayor Meints to sign the Professional Services Agreement with South East Nebraska Development District for Community Development Block Grant 23-PWI-012. Motion carried 3-0.

ARPA funds were discussed. Since we cannot get the Water Project contracts in place in time, suggestions were discussed on the use of the money. Motion by Sue, seconded by Curt to use

\$40,000.00 for Community Center parking lot and painting, \$27,000.00 for the Fire Department parking lot, \$72000.00 toward a new backhoe, \$8,000.00 for new heating system in the City Shop, and use the remaining \$65,013.71 to be spent on paving around town. Motion carried 3-0.  
Motion by Sue, seconded by Curt to apply for a Thomas Sister Grant for the Community Center parking lot and building painting. Motion carried 3-0.  
Discussion about the purchase of a new backhoe was tabled until the next meeting.  
Motion by Sue, seconded by Curt for Tim Sedlacek to fill out the application for the Morris Endowment Grant for new doors on the community center. Motion carried 3-0.  
Motion by Neil, seconded by Sue to withdraw the ARPA CD #603133 on the maturity date of November 9<sup>th</sup> and place the funds into the general fund. Motion carried 3-0.  
Motion to adjourn at 9:08 pm by Sue Sapp.

Respectfully Submitted

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Collin Meints, Mayer

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Janet Riensche, City Clerk