

MINUTES OF A REGULAR MEETING OF THE MAYOR AND CITY COUNCIL
OF THE CITY OF PERU, NEBRASKA ON THE 21st DAY of APRIL 2026 AT 6:00 P.M.

The Mayor and Council of the City of Peru, Nemaha County, Nebraska were called to meet at City Hall at 614 5th Street, Peru, Nebraska 68421, on the 21st of APRIL 2026, at 6:00 P.M., for a Regular Meeting. This meeting was open to the public with advance notice of said regular meeting, the designated method of giving notice, including the agenda for said meeting, or the availability thereof was posted at: Peru City Hall, Western National Bank (Bank of Peru), and the Community Bulletin Board.

Mayor Katy Novak called the meeting to order and informed the public of the location of the Nebraska Open Meetings Act.

Agenda Item 1 – Roll Call

At 6:00pm a roll call was taken and the following was recorded for attendance.

PRESENT – Mayor Katy Novak; Councilmembers Brent Brown, Rachel Brown, Theresa Westfall, and Josh Whisler.

A quorum was declared pursuant to Neb. Rev. Stat. 17-105.

Agenda Item 2 – Recognition of Visitors:

Mayor Katy Novak informed the public that a copy of City Resolution #2017-02 Pertaining to Conduct Rules for City Council Meetings may be requested from the City Clerk.

Agenda Item 3 – Correspondence and Proclamations

A. PROCLAMATION NO. 2026-01: Proclaiming Arbor Day 2026.

Mayor Katy Novak read the proclamation which proclaimed April 24th, 2026, as Arbor Day in the City of Peru.

B. PROCLAMATION NO. 2026-02: Honoring the Peru State College Graduating Class of 2026.

Mayor Katy Novak read the proclamation which proclaimed May 9th, 2026, as the Peru State College Class of 2026 Recognition Day in the City of Peru.

Agenda Item 4 – Consent Agenda

C. APPROVAL OF MINUTES:

(i.) Approval of Minutes from the March 17th, 2026, Regular Council Meeting.

D. APPROVAL OF CLAIMS:

(i.) Ratification of Claims already paid pursuant to Resolution No. 2018-01.

(ii.) Claims still needing approval.

E. RESOLUTION NO. 2026-04: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PERU, NEBRASKA HONORING AND COMMENDING THE BRAVERY AND DEDICATED SERVICE OF THE FIRST RESPONDERS TO THE CURRY TIMBER FIRE. | *Agenda Item from Mayor Novak.*

F. APPROVAL: The Closure of 5th Street from Main St. to Park St. for Old Man River Days Street Dance on June 6th, 2026, from 4:00pm to 1:00am on June 7th, 2026. | *Agenda Item Request from Kim Allgood.*

G. APPROVAL: Authorization of the Purchase of Dumpsters for Peru City-Wide Cleanup. | *Agenda Item from Mayor Novak and City Clerk/Treasurer.*

H. APPROVAL: Authorization of City Clerk/Treasurer to attend the League of Nebraska Municipalities Municipal Accounting and Finance Conference from June 17th – June 19th and the Authorization for Registration Fees, Mileage, Lodging and Related Expenses if Applicable Pursuant to City Ordinance 2024-02. | *Agenda Item from City Clerk/Treasurer.*

I. APPROVAL: Renewal of Pitney Bowes Postage Machine Lease. | *Agenda Item from City Clerk/Treasurer.*

J. APPROVAL: Redeeming \$325 in Rewards Points from FNBO Credit Card and Depositing into the General Fund Before Closing the Account. | *Agenda Item from City Clerk/Treasurer.*

Councilmember T. Westfall removed the following items from the consent agenda: 4D. “APPROVAL OF CLAIMS”; 4I. “Renewal of Pitney Bowes Postage Machine Lease.”; and 4J. “Redeeming \$325 in Rewards Points from FNBO Credit Card and Depositing into the General Fund Before Closing the Account.”

Councilmember T. Westfall moved to approve the remaining items on the consent agenda. J. Whisler seconded the motion

On this roll call vote, the vote is as follows:

T. Westfall – AYE, R. Brown – AYE, B. Brown – AYE, J. Whisler - AYE

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

Item 4D. – There was discussion about the purchase of plastic forks for the kitchen and hoses for the skid steer. There was discussion about the employee timesheets including; meal reimbursements, mileage policies, and overtime from the Curry Timber Fire. There was discussion about the remaining 5th Street Sewer Contract. There was no further discussion.

Councilmember T. Westfall moved to approve item 4D. “APPROVAL OF CLAIMS”. B. Brown seconded the motion.

On this roll call vote, the vote is as follows:

B. Brown – AYE, T. Westfall – AYE, R. Brown – AYE, J. Whisler – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

Item 4I. – There was discussion about the terms of the renewal of the postage machine lease. There was discussion about the need for the lease and alternatives to having the postage machine. There was no further discussion.

Councilmember R. Brown moved to approve item 4I. “Renewal of Pitney Bowes Postage Machine Lease.” B. Brown seconded the motion.

On this roll call vote, the vote is as follows:

J. Whisler – AYE, B. Brown – AYE, T. Westfall – NAY, R. Brown – AYE.
On this vote, the AYES are 3, the NAYS are 1. Motion Carried.

Item 4J. – There was discussion about the need to close the old credit card account and cash out the remaining rewards point. There was no further discussion.

Councilmember T. Westfall moved to approve the redemption of \$325 of credit card rewards points and to deposit them into the general fund. J. Whisler seconded the motion.

On this roll call vote, the vote is as follows:

T. Westfall – AYE, R. Brown – AYE, J. Whisler – AYE, B. Brown – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

Agenda Item 5- Reports from City and Community Organizations

K. CITY REPORTS:

(i.) Water Report: Mayor Katy Novak stated that a copy of the water report can be found in the City Clerk's Office.

(ii.) Mayor's Report: Mayor Katy Novak gave the Mayor's Report.

She reported that she had held a roundtable discussion earlier that month with citizens about city budget priorities.

(iii.) Clerk's Report: City Clerk/Treasurer Dennis Kirkpatrick gave the Clerk's Report
(1.) Financial Reports, April 2026.

He reported that Deputy Clerk Mary Williams and himself attended the Clerk's Institute and Academy in March. He stated that they attended sessions throughout the week on a variety of topics and networked with vendors and other clerks.

He reported that he has been in contact with two different IT firms for the upgraded networking and IT technology in City Hall. He stated that he hopes to have proposals ready for council in May.

He reported that in the wake of the Curry Timber Fire he was looking into disaster preparedness training for city staff.

He reported that preliminary budget discussions had begun and he plans to get into it in May after the auditor's field work.

He reported that he had been working to change the city credit card out of Mayor Pease's name and that the old card has been shutoff.

(iv.) Grant Report: Deputy Clerk / Grant Coordinator Mary Williams gave the Grant Report.

She reported that the paperwork for final reimbursement from FEMA/NEMA for the water line has been submitted to the federal government and that she is waiting to hear back from them after FEMA is no

longer on furlough. She also stated that she gave the paperwork to Finance Committee and that they saw the paperwork she filed.

She reported that she had been working towards claiming the grant management reimbursements for the flood in 2019. She reported that the city had not previously went for that money, and she was looking back in the records to claim wages paid out for grant management.

She reported that she was looking for documentation to get reimbursements for the sewer lagoons from FEMA/NEMA as well.

She reported that she was looking into hazard mitigation grants for replacing the Tornado Warning system in town.

(v.) Facilities Report: Maintenance Supervisor Donald Roberts gave the Facilities Report.

He reported that the maintenance department will be repainting and repairing the brick crosswalk in front of the Al Wheeler Activity Center and asked for people to be cautious when the workers are working.

He reported that the city has two dumpsters on the north end of town, and that his staff would be more than happy to assist getting stuff into the dumpsters.

He reported that utility customers would be receiving a cross-connection survey in their water bill. He asked that completed surveys be turned into City Hall.

L. COMMISSION AND COMMITTEE REPORTS:

(i.) Parks and Recreation Commission,
Commission Chair Nick Novak gave the Parks and Recreation Commission Report.

He reported that most of the commission's items would occur later the agenda. He stated that people should keep their calendars open for breakfast for the day fishing tournament.

He stated that if anyone needed help moving stuff for City-Wide Cleanup, to move stuff out of garages and out to the curbs.

(ii.) Board of Health

It was reported that the Board of Health met on Wednesday, April 8th. And that they considered some properties for nuisance abatements.

(iii.) Finance Committee,

It was noted that the financial committee report is in the council packet.

(iii.) Water and Sewer Committee,

There was discussion regarding the backflow survey and the status of the Water Operator's License.

(iv.) Streets and Alleys Committee. There was no report.

M. REPORTS FROM OTHER ORGANIZATIONS: None for this meeting.

Agenda Item 6 – New Business

N. DISCUSSION AND POSSIBLE ACTION: Additional reimbursement of Plumber Bill Due to Broken Meter at 1101 6th Street. | *Agenda Item Request from Jasmine Cash.*

There was discussion regarding the reasoning for the additional reimbursement. There was no further discussion.

Councilmember J. Whisler moved to approve the additional payment of \$425 to Jasmine Cash for reimbursement of the plumber bill. R. Brown seconded the motion.

On this roll call vote, the vote is as follows:

R. Brown – AYE, B. Brown – AYE, T. Westfall – AYE, J. Whisler – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

O. DISCUSSION AND POSSIBLE ACTION: Follow up to September City Council Meeting Discussion About Alley Drainage | *Agenda Item Request from Kathy Tynon.*

There was discussion regarding what steps the city can take to alleviate any drainage issues caused by the runoff from buildings at Peru State College. There was discussion about other mitigating strategies that could be implemented. There was no further discussion. No action was taken.

P. DISCUSSION AND POSSIBLE ACTION: Community Improvement Survey by the Southeast Nebraska Development District (SEND) | *Agenda Item from Mayor Novak and Deputy Clerk/Grant Coordinator.*

Mayor Katy Novak told the council that she was working with SEND to conduct a community improvement survey and that it would be sent out to water customers in the near future. There was no further discussion. No action was taken.

Q. DISCUSSION AND POSSIBLE ACTION: Change Order #1 from Arban Excavation for 5th Street Sewer Repair. | *Agenda Item from Maintenance Department.*

There was discussion regarding the reason for the change order. This change order would alter the scope of work to include additional 64' x 9' sidewalk replacement in front of 604 and 608 5th Street. There was no further discussion.

Councilmember R. Brown moved to approve this change order that allows the installation of an additional 64ft by 9ft sidewalk. T. Westfall seconded the motion.

On this roll call vote, the vote was as follows:

J. Whisler – AYE, B. Brown – AYE, T. Westfall – AYE, R. Brown – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

R. DISCUSSION AND POSSIBLE ACTION: Authorization for the City to Leave the Skid Steer KanEquip Lease. | *Agenda Item from Street and Alleys Committee and Maintenance Department.*

There was discussion regarding the costs of leaving the KanEquip lease. There was further discussion about adding hours on the lease and allowing the use of certain equipment attachments. There was no further discussion. No action was taken.

S. DISCUSSION AND POSSIBLE ACTION: Authorization to Conduct a Water Flow Study with JEO Consulting | *Agenda Item from Water and Sewer Committee and Maintenance Department.*

There was discussion regarding the need for conducting a water flow study. There was further discussion regarding the scope and cost of conducting the study, the costs of getting a quote from JEO, and the potential usage of other vendors. There was also discussion about contacting the Rural Water Association and getting their advice on conducting the study. There was discussion about persistent problems with accounting for the water usage in the city. There was no further discussion.

Councilmember T. Westfall moved to have the city contact the Nebraska Rural Water Association for guidance for the conduction of a water study for the water lines and the drainage system. J. Whisler seconded the motion.

On this roll call vote, the vote was as follows:

J. Whisler – AYE, B. Brown – AYE, R. Brown – AYE, T. Westfall – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

T. DISCUSSION AND POSSIBLE ACTION: Authorizing the Repair of the Roofing and Gutters at Steamboat Trace Trailhead as well as Siding and Gutters at Fire Department. | *Agenda Item from City Clerk / Treasurer.*

There was discussion about the insurance claim and the extent of the damage to the property. There was also discussion about the work that had been done at the city ballpark up to that point as well. There was no further discussion.

Councilmember T. Westfall moved to approve item 5T. “Authorizing the Repair of the Roofing and Gutters at Steamboat Trace Trailhead as well as Siding and Gutters at Fire Department.” B. Brown seconded the motion.

On this roll call vote, the vote was as follows:

B. Brown – AYE, T. Westfall – AYE, R. Brown – AYE, J. Whisler – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

U. DISCUSSION AND POSSIBLE ACTION: Authorization of Additional \$15,000 from the Sales Tax Fund, for the Purchase of “Eau Claire” Style Playground at Sid Brown Park, Including Shipping Fees. | *Agenda Item from Parks and Recreation Commission.*

There was discussion about the different options that had been explored for the purchase of the playground and the reasoning for choosing the “Eau Claire” style playground. There was discussion about the installation process and playground safety. There was discussion about the fundraising efforts and previous grant applications. There was further discussion regarding the sales tax fund and the fiscal impacts of the playground. There was no further discussion.

Councilmember B. Brown moved to approve item 5U. "Authorization of Additional \$15,000 from the Sales Tax Fund, for the Purchase of "Eau Claire" Style Playground at Sid Brown Park, Including Shipping Fees." R. Brown seconded the motion.

On this roll call vote, the vote was as follows:

J. Whisler – AYE, B. Brown – AYE, T. Westfall – AYE, R. Brown – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

V. DISCUSSION AND POSSIBLE ACTION: Authorization of Purchase of "Ditch Plains" Style Playground for Sid Brown Park, Including Shipping Fees. | *Agenda Item from Parks and Recreation Commission.*

There was no discussion. No action was taken.

W. DISCUSSION AND POSSIBLE ACTION: Approval of Installation of Sensory Garden and Further Authorization to Apply for Sensory Garden Grant | *Agenda Item from Parks and Recreation Commission.*

There was discussion regarding the plans for the sensory garden, and the grants that they wanted to apply for. There was discussion regarding the uses for the sensory garden by the community. There was further discussions regarding the costs and any fundraising that may need to occur. There was no further discussion.

Councilmember T. Westfall moved to authorize moving forward with the installation of a sensory garden including authorization to apply for any grants and to authorize a fundraiser for the sensory garden. J. Whisler seconded the motion.

On this roll call vote, the vote was as follows:

R. Brown – AYE, T. Westfall – AYE, B. Brown – AYE, J. Whisler – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

X. DISCUSSION AND POSSIBLE ACTION: Approval to Designate the City-Owned Property at 401 5th Street (Parcel #640018882) as a Community Garden. | *Agenda Item from Parks and Recreation Commission.*

There was discussion regarding the plans for the community garden, FEMA/NEMA regulations for the usage of the land, and the use by the community. There was further discussion regarding next steps for authorization. There was no further discussion.

Councilmember T. Westfall moved to approve authorization to move forward with FEMA/NEMA permission for the community garden with the plans provided. B. Brown seconded the motion.

On this roll call vote, the vote was as follows:

B. Brown – AYE, T. Westfall – AYE, R. Brown – AYE, J. Whisler – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

Y. RESOLUTION NO. 2026-05: National Public Agency Investment Trust (NPAIT) Enabling Resolution. | *Agenda Item from City Clerk/Treasurer and Finance Committee.*

There was discussion about the reasoning for joining NPAIT. There was discussion about the benefits and any potential risks. There was further discussion about the next steps to take after authorization to open the account. There was no further discussion.

Councilmember T. Westfall moved to approve Resolution 2026-05 and authorization for the opening of an NPAIT account for the City of Peru with funds to be decided later. R. Brown seconded the motion.

On this roll call vote, the vote was as follows:

J. Whisler – AYE, B. Brown – AYE, T. Westfall – AYE, R. Brown – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

Z. DISCUSSION AND POSSIBLE ACTION: Authorization to Purchase Computer Workstation and Computer Monitors for City Clerk | *Agenda Item from City Clerk/Treasurer.*

There was discussion about the current computer workstation for the City Clerk and the state that it was in. There was further discussion about including a Windows Pro license as well to allow for remote access to the computer. There was discussion about the technology proposal that would be presented at a later date. There was no further discussion.

Councilmember T. Westfall moved to approve the purchase of a Dell Tower Desktop with Windows Pro and two Monitors. R. Brown seconded the motion.

On this roll call vote, the vote was as follows:

T. Westfall – AYE, R. Brown – AYE, B. Brown – AYE, J. Whisler – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

AA. DISCUSSION AND POSSIBLE ACTION: Purchase and Implementation of gWorks Utility Billing Software. | *Agenda Item from City Clerk/Treasurer and Deputy Clerk/Grant Coordinator.*

There was discussion about the need to purchase new utility billing software, including previous issues with utility billing. There was discussion about the pricing and how the discounts would work. There was further discussion about other software that was looked into. There was no further discussion. No action was taken.

AB. ORDINANCE NO. 2026-05: (First Reading): AN ORDINANCE AMENDING THE COMPENSATION OF THE MAYOR AND CITY COUNCIL MEMBERS; FIXING COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE CITY OF PERU; TO PROVIDE FOR THE REPEAL OF ALL PRIOR ORDINANCES IN CONFLICT HEREWITH; ORDERING THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE THE EFFECTIVE DATE HEREOF. | *Agenda Item from Mayor Novak.*

There was discussion about the implications of this ordinance including the functioning of city hall, and budgetary implications. There was further discussion about grant management in the future under this ordinance. There was discussion about the differing positions of this ordinance and ord. no. 2026-04. There was no further discussion.

Mayor Katy Novak stated that the introduction of the proposed Ordinance was in order.

Councilmember T. Westfall moved that the minutes of these proceedings be kept in a separate and distinct volume known as the "Ordinance Record of the City of Peru". R. Brown seconded the motion.

On this roll call vote, the vote is as follows:

B. Brown – AYE, T. Westfall – AYE, R. Brown – AYE, J. Whisler – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

Councilmember T. Westfall introduced the proposed Ordinance as Ordinance No. 2026-05.

Councilmember T. Westfall read the proposed Ordinance No. 2026-05 entitled, “AN ORDINANCE REPEALING ORDINANCE NO. 2024-05 WHICH COMBINED AND MERGED THE POSITIONS OF DEPUTY CLERK AND GRANT COORDINATOR POSITIONS; REESTABLISHING THE POSITIONS AS SEPARATE AND DISTINCT OFFICES; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.” R. Brown moved to approve the proposed Ordinance 2026-05 for its first reading and that its title be agreed to.

Motion Failed due to Lack of a Second.

P. ORDINANCE NO. 2026-03 (Second Reading): AN ORDINANCE REPEALING ORDINANCE NO. 2024-05 WHICH COMBINED AND MERGED THE POSITIONS OF DEPUTY CLERK AND GRANT COORDINATOR POSITIONS; REESTABLISHING THE POSITIONS AS SEPARATE AND DISTINCT OFFICES; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE. | *Agenda Item from Theresa Westfall.*

There was also discussion regarding the impact on the city’s operations that this ordinance may bring. There was further discussion about the effect this ordinance would have on grants and on the effects from the current system, including funding and grants that have been gotten. There was no further discussion.

Mayor Katy Novak stated that the introduction of the proposed Ordinance was in order.

Councilmember T. Westfall moved that the minutes of these proceedings be kept in a separate and distinct volume known as the “Ordinance Record of the City of Peru”. B. Brown seconded the motion.

On this roll call vote, the vote is as follows:

J. Whisler – AYE, B. Brown – AYE, T. Westfall – AYE, R. Brown – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

Councilmember T. Westfall introduced the proposed Ordinance as Ordinance No. 2026-03.

Councilmember T. Westfall read the proposed Ordinance No. 2026-03 entitled, “AN ORDINANCE REPEALING ORDINANCE NO. 2024-05 WHICH COMBINED AND MERGED THE POSITIONS OF DEPUTY CLERK AND GRANT COORDINATOR POSITIONS; REESTABLISHING THE POSITIONS AS SEPARATE AND DISTINCT OFFICES; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.” and moved to approve the proposed Ordinance 2026-03 for its second reading and that its title be agreed to. B. Brown seconded the motion.

On this roll call vote, the vote is as follows:

T. Westfall – AYE, R. Brown – NAY, B. Brown – AYE, J. Whisler – AYE.

On this vote, the AYES are 3, the NAYS 1. Motion Carried.

Mayor K. Novak declared that said Ordinance No. 2026-03 be approved on its second reading and its title agreed to.

Q. ORDINANCE NO. 2026-04: (Second Reading) AN ORDINANCE AMENDING THE COMPENSATION OF THE MAYOR AND CITY COUNCIL MEMBERS; FIXING COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE CITY OF PERU; TO PROVIDE FOR THE REPEAL OF ALL PRIOR ORDINANCES IN CONFLICT HEREWITH; ORDERING THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE THE EFFECTIVE DATE HEREOF. | *Agenda Item from Theresa Westfall.*

There was discussion on the provisions of this ordinance. There was no further discussion.

Mayor Katy Novak stated that the introduction of the proposed Ordinance was in order. Councilmember T. Westfall moved that the minutes of these proceedings be kept in a separate and distinct volume known as the "Ordinance Record of the City of Peru". J. Whisler seconded the motion.

On this roll call vote, the vote is as follows:

B. Brown – AYE, T. Westfall – AYE, R. Brown – NAY, J. Whisler – AYE.

On this vote, the AYES are 3, the NAYS are 1.

Motion Carried.

Councilmember T. Westfall introduced the proposed Ordinance as Ordinance No. 2026-04.

Councilmember T. Westfall read the proposed Ordinance No. 2026-04 entitled, "AN ORDINANCE AMENDING THE COMPENSATION OF THE MAYOR AND CITY COUNCIL MEMBERS; FIXING COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE CITY OF PERU; TO PROVIDE FOR THE REPEAL OF ALL PRIOR ORDINANCES IN CONFLICT HEREWITH; ORDERING THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE THE EFFECTIVE DATE HEREOF." and moved to approve the proposed Ordinance 2026-04 for its second reading and that its title be agreed to. B. Brown seconded the motion.

On this roll call vote, the vote is as follows:

T. Westfall – AYE, B. Brown – AYE, J. Whisler – AYE, R. Brown - NAY

On this vote, the AYES are 3, the NAYS 1. Motion Carried.

Mayor K. Novak declared that said Ordinance No. 2026-04 be approved on its second reading and its title agreed to.

Agenda Item 7 – Other Business

T. DISCUSSION AND POSSIBLE ACTION: PSC Past Water Billing Issues | *Agenda Item from Previous Meeting.*

There was no discussion.

Councilmember T. Westfall moved that council enter executive session for a strategy session regarding possible litigation under Section 1A of Nebraska Revised Statute § 84-1410. B. Brown seconded the motion.

On this roll call vote, the vote is as follows.

B. Brown – AYE, T. Westfall – AYE, R. Brown – AYE, J. Whisler – AYE

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

The Council went into Executive Session at 8:29pm CT for the purposes of a strategy session regarding possible litigation under Section 1(a) of Nebraska Revised Statute §84-1410 of the “Open Meetings Act”.

Councilmember T. Westfall moved to exit Executive Session. B. Brown seconded the motion.

On this roll call vote, the vote is as follows:

R. Brown – AYE, T. Westfall – AYE, B. Brown – AYE, J. Whisler – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

The Council exited Executive Session at 8:37pm CT.

Councilmember T. Westfall moved to, “Approve the authority for the Mayor, Councilman Brent Brown, and City Attorney Morgan Homolka to bring a proposal to the college president for recuperation of unpaid water and sewer since March of 2022 through December of 2025, which was rounded to the nearest whole number of \$339,000 with the option to pay with no extra fees or penalties with the option to pay in installments as soon as reasonable to all parties.” R. Brown seconded the motion.

On this roll vote, the vote is as follows.

J. Whisler – AYE, B. Brown – AYE, T. Westfall – AYE, R. Brown AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

AF. DISCUSSION AND POSSIBLE ACTION: Issuance of Termination Notice to Burton Asphalt for Breach of Contract and Failure to Cure Within the Specified Time Frame for the North-End Streets Project and Pursuance of Repayment and Payment of Damages. Further Authorization to Begin Bidding Process on the Project. | *Agenda Item from City Attorney, Deputy Clerk/Grant Coordinator.*

There was discussion about the project timeline, and the work that was not done. There was further discussion about attempts to get Burton Asphalt to do the work. There was further discussion regarding next steps and the bidding process. There was no further discussion.

Councilmember T. Westfall moved to approve, “the issuance of termination of notice to Burton Asphalt for breach of contract and failure to cure within a specified time frame for the North End Street project and pursuance of repayment and payment of damages. And further authorization to begin bidding process on the project.” J. Whisler seconded the motion.

On this roll call vote, the vote was as follows:

B. Brown – AYE, T. Westfall – AYE, R. Brown – AYE, J. Whisler – AYE.

On this vote, the AYES are 4, the NAYS are 0. Motion Carried.

Agenda Item 8 – Adjournment

The meeting adjourned on the same day at 8:42pm CT.

APPROVED CLAIMS:

The following claims were presented to the City Council by the City Clerk/Treasurer and were subsequently reviewed, and approved for payment:

City of Peru		April 2026 Claims	
Vendor	Dept.	Description	Balance
Auburn BPW	Water	City Water Usage	\$ 10,028.80
Arban Excavation	Sewer	25% of Contract for Sewer Repair	\$ 7,248.59
Black Hills Energy	Gen, Fire/Res	Gas Service & Service Guard	\$ 210.21
Kinetic	Gen	Internet and Phone Services	\$ 786.19
OPPD	Gen	Electric Utility on other 7 accounts	\$ 948.01
OPPD	Gen	Electric Utility #0080(s), (St. Lights)	\$ 1,671.32
Payroll 3/31	Gen	Payroll including payroll tax deposit	\$ 14,869.68
Payroll 04/15	Gen	Payroll including payroll tax deposit	\$ 11,661.37
Sinclair	Gen	Fleet Fuel	\$ 1,072.14
Quick Med Claims	Rescue	Ground Trips/Revenue	\$ 107.28
WNB Debit Card Transactions	Gen	Debit Card Transactions	\$ 256.44
xpress-BillPay	Wtr/Swr	Billing Services	\$ 153.44
Access Systems Leasing	Gen	Copier Lease Agreement	\$ 196.31
AKRS Equipment	Gen	Mower Blades and Parts	\$ 21.00
American Recycling & Sanitation, Inc.	Sanitation, Gen	Regular Residential Services, City Hall	\$ 2,660.00
Arban Excavation	Gen, Water, Sewer	Fire Hydrants, Wash. St. Driveway, Sewer Cont.	\$ 26,245.42
Auburn Public Schools	Gen	Liquor License Fees for LLN #122406	\$ 200.00
Auburn Board of Public Works	Water	Verizon Service	\$ 50.04
Boundtree Medical, LLC.	Rescue	Medical Supplies	\$ 357.21
Eakes Office Solutions	Gen	Paper, Paperclips, Packing Tape, Plastic Forks	\$ 146.12
Egger Bros, Inc.	Res, City & Rural Fire	Oil Filters	\$ 266.70
	Streets	Hoses for SkidSteer Street Sweeper	\$ 165.94
First National Bank of Omaha	Gen	City Credit Card Purchases	\$ 2,400.70
First Wireless, Inc.	City & Rural Fire	Radio Batteries and Equipment	\$ 655.02
Grainger	Sewer	PH Meter	\$ 97.63
Harms, Sarah	Gen	Cleaning Services	\$ 360.00
Heather Pemberton, CPA	Gen	Accounting Services	\$ 670.00
Interstate Power Systems	Gen, Water	Generator Annual Servicing	\$ 1,666.30
NAPA Auto Parts	Res, City & Rural Fire	Switch for Amb., Engine Oil	\$ 356.85
Nebraska Public Health Environmental Lab	Water	March 2026 Water Samples	\$ 515.00
Nebraska Rural Water Association	Water, Sewer	D. Roberts NeRWA Conference Fees	\$ 445.00
Nemaha Valley Observer	Gen	Meeting Minutes, Public Notices	\$ 125.45
One Call Concepts, Inc.	Water, Sewer	March 2026 Locates	\$ 11.87
Paper Tiger Shredding	Gen	Paper Shredding on 3/31/2026	\$ 38.00
Roberts, Donald	Gen	Nuts and Bolts for Chair Rack	\$ 6.98
Sack Lumber	Streets	Spray Paint and Clamp for Signage	\$ 55.93
Tri-State Plumbing, LLC	Sewer	Vac & Jet Truck on 5th St. 2/13/2026	\$ 1,900.00
Utility Service Co., Inc.	Water	250,000 Elevated City Tank - Quarterly	\$ 4,417.30
Verizon Wireless	Gen	Maintenance Tablet	\$ 20.02
		Claims paid prior to approval	\$ 49,013.47
		Regular Claims	\$ 44,050.79
		Total	\$ 93,064.26

HEREBY ATTESTED AND ACKNOWLEDGED:


 KATY NOVAK, MAYOR




 DENNIS KIRKPATRICK, CITY CLERK