

**MINUTES OF A REGULAR MEETING OF THE MAYOR AND CITY COUNCIL OF
PERU, NEBRASKA ON THE 20th OF FEBRUARY 2024 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 20th of February 2024, at 6:00 P.M., for a Regular Council Meeting, open to the general public, 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), Peru Post Office, and Casey's General Store.

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

Agenda Item 1 – Roll Call

Present at 6:00 p.m.: Mayor Dave Pease, and Councilmembers Quintin Kieler, Theresa Westfall, Katy Novak, and Brent Brown. Upon roll call by the City Clerk, a quorum was declared pursuant to Neb. Rev. Stat. 17-105.

Agenda Item 2 – Recognition of Visitors

Mayor Dave Pease 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, and read aloud by Councilmember T. Westfall.

Agenda Item 3 – Public Hearing

Public Hearing regarding the modification of the City of Peru's 1-&-6 Year Street Plan, adding M-487(95) 6th Street from Hoyt to Washington to the 1-Year Plan, and modifying M-487(92) to be 6th Street from Olive to Washington on the 6-Year Plan. Hearing opened at 6:02p.m. Councilmember T. Westfall explained the reason for the proposed modification, and what that would mean in regards to street project timelines. No questions/concerns were voiced by the attending public. With no further discussion to be had, at 6:06pm, Councilmember T. Westfall motioned to close the public hearing, seconded by Councilmember K. Novak. Upon roll call vote: 4 AYES, 0 NAYS. The following voted AYE: B. Brown, Q. Kieler, T. Westfall, and K. Novak. The following voted NAY: None. Motion: Carried

Agenda Item 4 – Consent Agenda

A.) Approval of Minutes

(i.) Approval of Minutes from January 20th, 2024 Regular Meeting

B.) Approval of Claims- the following claims were presented to the Council by the City Clerk, reviewed, and approved for payment:

Regular Claims:

JEO (Flood)- \$10,216.25 // Kinetic/Windstream (Internet / Utility) - \$844.45
OPPD (Gen / Utility) - \$2,666.38 // Black Hills Energy (Gen / Utility) - \$237.04
Personnel Payroll for check deposited 1/31 (Gen / Accounting) - \$10,632.67 // Personnel Payroll for check deposited 2/15 (Gen / Accounting) - \$8,761.22 // Payroll taxes for 1/31 and 2/15 (Gen / Accounting) - \$5,708.82 // Xpress Bill Pay (Gen / Water Bill Processing) - \$99.94 // Access Systems (Gen) - \$446.94 // Adkins Signs (Maint/Strt) - \$80.00 // American Recycling & Sanitation (Wtr/Swr) - \$2,570.00 // Arcs & Sparks, LLC (Strt) - \$555.00 // Auburn Board of Public Works (Wtr/Swr) - \$8,140.13 // Auburn Newspaper (Gen) - \$366.68 // Beard's Salvage (Strt) - \$48.00 // Brent Lottman (Fire/Res) - \$516.42 // Casey's Business Mastercard (Gen) - \$674.50 // Dana Cole & Co. (Gen) - \$9,625.00 // Eggers (Gen) - \$30.96 // Feld Fire (Fire/Res) - \$199.99 // First National Bank Omaha (Gen)- \$891.51 // Gerald Stukenholtz (Gen) - \$7,000.00 // Grainger (Gen) - \$1,358.30 // Hamilton Equipment (Maint/Street) - \$353.18 // Hawkins, Inc (Gen) - \$705.62 // Heather Pemberton, CPA (Gen/ Accounting) - \$740.00 // Johnson Feed (Strt) - \$2,271.20 // Miller Farrel Insurance (Gen)- \$19,021.50 // Miranda Decker (Gen) - \$200.00 // Municipal Supply (Wtr/Swr)- \$974.72 // NAPA Auto Parts (Strt) - \$131.96 // NE Public Health Env. Lab (Wtr/Swr) - \$44.00 // One Call Concepts (Gen / Maint) - \$1.60 // Phil Wemhoff (Gen) - \$103.55 // Pitney Bowes (Gen) - \$436.52 // Quick Med Claims (Fire/ Res) - \$290.91 // SENDD (Flood) - \$16,452.03 // TextMyGov (Gen) - \$2,000.00 // Ty's Outdoor Power (Strt) - \$40.24 // WesTech (Wtr/Swr) - \$19,175.00 // Small Claims- Microsoft, Adobe, etc (Gen) - \$23.28

C.) Approval of Monthly Treasurer's Report

D.) Approval of Resolution(s): No. 2024-01, and No. 2024-02, both pertaining to City Banking functions:

- (i.) Resolution No. 2024-01: Designating Signers on City Bank Accounts.
- (ii.) Resolution No. 2024-02: Authorizing the Opening of City Business Checking Accounts

E.) Approval of Change Order No. 8 for the 2021 Water System Improvements project, and approval of Pay Application No. 15 for the 2021 Water System Improvements project.

- (i.) JEO recommends approval of this change order. The change order results in a net project cost decrease of \$173,945.00. It includes the deduction of labor and materials not installed in the project.
- (ii.) JEO recommends approval in the amount of \$44,156.83. This pay application generally covers water main and building installations.

F.) Approval of the Appointment of the following nominated members to the newly created Parks and Recreation Commission.

- (i.) Chairperson: Janet Hope. Members: Dan Cotton, Tim Pugh, Nick Novak, Brenna McSweeney, and Angela Allgood

Mayor D. Pease presented the Consent Agenda. Councilmember T. Westfall made motion to approve the Consent Agenda. The motion was seconded by Councilmember Q. Kieler. Upon roll call vote: 4 AYES, 0 NAYS. The following voted AYE: Q. Kieler, T. Westfall, K. Novak, and B. Brown. The following voted NAY: None. Motion: Carried

Agenda Item 5 – Correspondence

G.) Notice regarding the grand opening for the Peru Bark Park, submitted by S. Holmes, of Peru State College.

Grand opening is set for Saturday, March 23rd at 10:00am, announcement is posted around town and it is open to the public.

Agenda Item 6 – Old Business

H.) Water report

Monthly water report submitted.

I.) Mayor's Report

Mayor D. Pease thanked everyone for their patience and assistance in relation to the waterline. It was completed this past month, with the ribbon cutting that happened in Auburn. Mayor Pease additionally announced that City maintenance workers will be flushing hydrants within the next few weeks.

J.) Report: Clerk's Office Happenings

City Clerk T. Schuetz reported that it was a busy month in the Clerk's office, with the waterline being finished and getting the word out to the public. Additionally, the FEMA Hazard Mitigation Program is nearing the end, as final offers are to be made within the next week, and then closings are to be scheduled after that. Finally, the City intends to end TextMyGov usage, now that the waterline is completed, the City's current contract with TextMyGov has ended, and is now an unnecessary expenditure for the City.

Agenda Item 7 – NEW BUSINESS

K.) Resolution No. 2024-03:

Approval of the modification of the City's 1-&-6 Year Street Plan, adding M-487(95) 6th Street from Hoyt to Washington to the 1-Year Plan, and modifying M-487(92) to be 6th Street from Olive to Washington on the 6-Year Plan. Councilmember T. Westfall motioned for a vote on Proposed City Resolution No. 2024-03, seconded by Q. Kieler. Upon roll call vote: 4 AYES, 0 NAYS. The following voted AYE: K. Novak, B. Brown, T. Westfall, and Q. Kieler. The following voted NAY: None. Motion: Carried

L.) Ordinance: No. 2022-01

Proposed Ordinance No. 2022-01 was presented for consideration on its third and final reading. The Mayor announced that the proposed Ordinance was in order. Councilmember T. Westfall moved that these proceedings be kept in a separate and distinct volume known as the "Ordinance Record of the City of Peru", and that said volume be made part of these proceedings the same as

though it were spread at large herein, which motion was seconded by Councilmember K. Novak. Council Member T. Westfall introduced the proposed ordinance as Ordinance No. 2022-01 entitled: ADDING SECTION 71.06 TO THE CITY OF PERU, NEBRASKA CODE OF ORDINANCES; TO SET DESIGNATED TRUCK ROUTES & RESOLUTION(S) FOR SEMI-TRUCKS TRAVELING UPON CITY STREETS; TO PROVIDE FOR A WEIGHT RESTRICTION; TO PROVIDE FOR A PENALTY FOR VIOLATORS, TO REPEAL ANY CONFLICTING ORDINANCES AND SECTIONS THEREWITH' AND TO PROVIDE FOR AN EFFECTIVE DATE. Discussion was held regarding the creation of this Proposed Ordinance, and concerns were expressed regarding the listed weight limit. With no further discussion to be had, Councilmember Q. Kieler motioned for a vote on Proposed Ordinance 2022-01, seconded by T. Westfall. Upon roll call vote: 1 AYES and 3 NAYs. The following members voted "AYE": Q. Kieler. The following voted "NAY": T. Westfall, K. Novak, and B. Brown. Motion: Did not carry. At the request of Councilmember T. Westfall, this proposed ordinance will be re-introduced at the next Council meeting, with the weight limit adjusted to twenty-five tons.

M.) Resolution No. 2024-04

Resolution No. 2024-04 approves the proposed truck route, allowed by proposed Ordinance 2022-01. Since proposed Ordinance 2022-01 did not pass, no action was taken on this item.

N.) Acceptance of bid for Street Project

Bid A: Cather & Son's Construction, Inc- Scope 1: 2" Asphalt Milling and 2" Resurfacing, totaling an approximated cost of \$99,932.50. Discussion was held. Councilmember T. Westfall, chairperson of the Streets and Alleys committee reported that this would be the City's best, and most affordable option, Maintenance Supervisor P. Wemhoff agreed. With no further discussion to be had, Councilmember T. Westfall motioned to approve the proposed bid provided by Cather & Son's, seconded by Councilmember Q. Kieler. Upon roll call vote: 4 AYES, 0 NAYS. The following voted AYE: B. Brown, T. Westfall, K. Novak, and Q. Kieler. The following voted NAY: None. Motion: Carried

ADJOURNMENT

Meeting adjourned on the same day at 6:45p.m.

HEREBY ATTESTED AND ACKNOWLEDGED:



Dave Pease, Mayor



City Clerk

