

MINUTES OF A REGULAR MEETING OF THE MAYOR AND CITY COUNCIL OF PERU, NEBRASKA ON FEBRUARY 21, 2023 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 January 17, 2023, at 6:00 o'clock P.M., in Regular 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, Mainstreet Bank (Bank of Peru), Peru Post Office, and Casey's General Store.

Mayor Dave Pease called the meeting to order at 6:00 p.m. and informed the public of the location of the Nebraska Open Meetings Act.

Present at 6:00 p.m.: Mayor Dave Pease, and Council Members Cate Wyckoff, Quentin Kieler, and Marty Peregoy. Spencer Vogt arrived at 6:40 p.m.

Agenda Item A – Recognition of Visitors

The Mayor informed the public that a copy of City Resolution #3027-02 pertaining to Conduct Rules for City Council meetings may be requested from the City Clerk.

Agenda Item B – Consent Agenda

B – 1 Approval of Minutes from February 1, 2023, Special City Council Meeting.

B – 2 Financial status, the City of Peru (as of 21 Feb 23).

The Mayor presented the Consent Agenda. Council Member Kieler made motion to approve both items, which were on the consent agenda; The motion was second by Council Member Peregoy. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, and Cate Wyckoff. The Following voted "NAY": No one. The Following were absent: Spencer Vogt. Motion Carried 3-0.

Agenda Item C – Payment of Claims

The following claims were presented before the Council for ratification/approval:

JEO - \$275.00 (wtr); JEO - \$25,675.00 (wtr); Black Hills Energy - \$313.01 (gen, util, fr); Black Hills Energy - \$752.52 (gen, util, CH); OPPD - \$243.76 (gen, util, fr); OPPD - \$5,213.21 (gen, util, CoP); XpressBillPay - \$990.21 (gen, wbp); TextMyGov - \$378.51 (gen, sftwre M&S); Adobe - \$21.09 (gen, adobe online); Mobile Accounting Services – Erika - \$600 (gen, QB training); Cornhusker Press - \$77.70 (gen, license tags); Verizon - \$80.02 (wtr, util); Casey's Business Services - \$2,038.50 (gen, fuel C/R); Auburn Newspapers - \$384.83 (gen, Pub N&M); Heather Pemberton, CPA - \$580.00 (gen, accounting/payroll); Access Systems – \$378.51 (gen, lease service); Eakes - \$117.98 (gen,OS); Nebraska City News Press - \$152.90 (gen, grant ad); United Life - \$67.62 (gen, ins); American Recycling - \$3,066 (gen, trsh/san); Bound Tree - \$1,586.31 gen, rescue supplies); Hawkins - \$647.07 (streets, Azone 15); BPW - \$6,064.88 (wtr/swr, contract labor); Nemaha County Clerk - \$94.00 (gen, doc filing Gibbs farm)

Abbreviations for this legal: General(gen), Utilities(util), Streets(sts), Water (wtr), Sewer(swtr), Parks & Recreation(p&r), City Fire(fr), Rural Fire(rurfr), Rescue(res), Grant(grnt), Sanitation(san) City Hall(CH), City of Peru(CoP) Water Bill Processing(wbp), Software Management & Support(sftwre M&S), Quickbooks(QB), City/Rescue(CR), Public Notices & Minutes(Pub N&M), Office Supplies(OS), Insurance(ins, Trash(trsh) Document(doc)

C -1 Claims already paid pursuant to Resolution No. 2018-01

Council Member Peregoy made motion to approve claims already paid pursuant to Resolution No. 2018-01, with the exception of correcting line item #19 to reflect that \$67.62 was paid to United Life (gen, ins) instead of the market; second by Kieler. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, and Cate Wyckoff. The Following voted "NAY": No one. The Following were absent: Spencer Vogt. Motion Carried 3-0.

C – 2 Claims needing approval

Council Member Peregoy made motion to approve payment of claims needing approval; second by Kieler. Discussion was had and The clerk was instructed to check on whether or not the ad for the Grant Coordinator position appeared in the Nebraska City paper. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, and Cate Wyckoff. The Following voted "NAY": No one. The Following were absent: Spencer Vogt. Motion Carried 3-0.

Agenda Item D – Old Business

Copies of the Water Report are available at City Hall. Both the Mayor and the Disaster Recovery Coordinator gave their reports.

Council Member Peregoy updated the Council on safety issues, including drainage ditch erosion at Sid Brown park and along 7th and Oregon, the need for a fence to keep children off the western slope of the lot south of City Hall, and a grate on 5th Street just north of the 5th Street Post. The city will seek bids for the cement work and will put up a temporary fence in the lot adjacent to City Hall.

Agenda Item E – Public Hearings

There were no public hearings for this meeting.

Agenda Item F – New Business

F - 1 Correspondence

David Avery of WINDSTREAM presented plans for expanding fiber and broadband services to Peru.

Debra Solie, Disaster Recovery Coordinator, informed the Council of proposals for contracts for HMGP appraisal and title company. Council Member Peregoy made a motion to award a contract to True Footage Appraisal. The motion was seconded by Council Member Kieler. Discussion was had. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, Spencer Vogt, and Cate Wyckoff. The Following voted "NAY": No one. Motion Carried 4-0.

F – 2 Motions for Consideration by Council

Council Member Peregoy made motion to approve a request from City Attorney Morgan Ritchie that the city pay \$203.50, one-half (1/2) of the registration fee, for her attendance at the Midwinter conference for the League of Nebraska Municipalities. The motion was second by Council Member Vogt. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, Spencer Vogt, and Cate Wyckoff. The Following voted "NAY": No one. Motion Carried 4-0.

A discussion about food truck ordinances was tabled and referred to the Ordinance Committee, who will make recommendations for the Council's consideration at a later date.

A discussion about sub-standard working conditions for City Maintenance employees and their lack of restroom and heated workspace/break room was referred to the Building Committee, who will make recommendations for the Council's consideration at a later date.

The Council reviewed bids for the City-owned farm ground and pasture. Council Member Vogt made motion to award the bid for the pasture ground to Ashley Parker for an annual cash rent amount of \$2,639.38 for four years; the motion was second by Council Member Kieler. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, Spencer Vogt, and Cate Wyckoff. The Following voted "NAY": No one. Motion Carried 4-0. Council Member Peregoy made motion to award the bid for the farm ground to Gerald Stukenholtz for an annual cash rent amount of \$12,012 for four years; the motion was second by Council Member Kieler. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, and Cate Wyckoff. The Following voted "NAY": Spencer Vogt. Motion Carried 3-1.

The Council discussed requesting a contract extension from the Department of Economic Development for the 5th Street Road Repair Project, since no bids were received February 16,2023. No action taken.

Motion by Council Member Peregoy: 501C3 organizations not providing service on behalf of the community of Peru will be limited to a maximum of 12 free uses of City Hall per year; the motion was second by Wyckoff. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, and Cate Wyckoff. The Following voted "NAY": Spencer Vogt. Motion Carried 3-1.

Motion by Council Member Peregoy on behalf of Animal Welfare & Control committee to change the animal licensing date to March 1 in 2023, and January 1, 2024. Second by Vogt. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, Spencer Vogt, and Cate Wyckoff. The Following voted "NAY": No one. Motion Carried 4-0.

Motion by Council Member Vogt on recommendation of the Animal Welfare & Control Committee to limit poultry within city limits to ten females and no males. Second by Peregoy. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, Spencer Vogt, and Cate Wyckoff. The Following voted "NAY": No one. Motion Carried 4-0.

A discussion on the Animal Welfare & Control Committee's recommendation to fine owners of animals running at large. Motion was tabled till next session, when Council Member Peregoy will provide written language for Council to view.

The Council discussed the need to have a certified Water Treatment License. The Mayor will follow through.

Council Member Vogt made motion to purchase a time clock for use by City employees; second by Kieler. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, Spencer Vogt, and Cate Wyckoff. The Following voted "NAY": No one. Motion Carried 4-0.

Council Member Peregoy made motion to approve Change Order #3 for the 2021 Water System Improvements Project; second by Vogt. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, Spencer Vogt, and Cate Wyckoff. The Following voted "NAY": No one. Motion Carried 4-0.

Council Member Vogt made motion to approve Pay Application #4 for the 2021 Water System Improvements project in the amount of \$356,541.83; second by Kieler. The following Council Members

voted "AYE": Quentin Kieler, Marty Peregoy, Spencer Vogt, and Cate Wyckoff. The Following voted "NAY": No one. Motion Carried 4-0.

F – 3 Resolutions

Resolution No. 2023-03 and Resolution No. 2023-04 were tabled for a later date, and no action was taken.

F – 4 Ordinances

Ordinance No. 2023-05 was tabled until the February 27, 2023 meeting.

F – 5 Discussion/Requests and Referrals

Samuel Harrington was present to request Council permission to trim trees, gravel and vacate both alleyway and 6th street between the creek and Olive Street on his property. Permission to vacate alleyway was denied due to a city waterline; gravel is expected to be completed by July, 2023, and the owner has the right to trim trees as necessary. The city will explore vacating Olive Street between the creek and Mulberry Street with that property's owner.

Request from Kirsten Reeves to exchange a vacant lot near her property with a lot located north of the Peru Fire Station. Council previously approved the request: no approval needed.

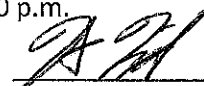
Request from Zach Reeves for street closure to support a street dance July 22, 2023 and weekend evening closure for Old Man River Days June 2-3. Council Member Vogt made motion to approve a 6:00 street closing July 22, 2023; Second by Kieler. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, Spencer Vogt, and Cate Wyckoff. The Following voted "NAY": No one. Motion Carried 4-0. Closure for Old Man River Days is tabled until later when discussion can be held in tandem with PCIG.

Council Member Peregoy made motion to approve the fire department's acceptance of \$75,00 in ARPA funding for new ambulance; Second by Vogt. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, Spencer Vogt, and Cate Wyckoff. The Following voted "NAY": No one. Motion Carried 4-0.

F – 6 Public Comments and Concerns

Peru City Accountant Heather Pemberton shared her concerns with the current state of the city's bookkeeping.

Council Member Vogt made motion to adjourn; Second by Wyckoff. The following Council Members voted "AYE": Quentin Kieler, Marty Peregoy, Spencer Vogt, and Cate Wyckoff. The Following voted "NAY": No one. Motion Carried 4-0. Meeting adjourned at 10:20 p.m.



Dave Pease, Mayor



Angela Allgood – Deputy Clerk