ARAPAHOE, NEBRASKA June 6, 2023

The City Council of the City of Arapahoe, Nebraska, met in regular session at the EMCC Council Room at 7:34 P.M. on June 6, 2023, pursuant to notice posted in the city office and published in the Valley Voice. Councilmen present: Middagh, Carpenter, tenBensel, Kreutzer and Paulsen. Absent: Monie. City Staff present: Greg Schievelbein City Superintendent, Donna Tannahill City Clerk.

Mayor Koller presided over the meeting. Visitors present for all or a portion of the meeting were: Matt Faw and Eric Lee in chambers. Bobbi Pettit, Lowell Schroeder and Doug Christensen with Five Rule, Angela Mitchell with Valley Voice, and Jessica Fisher with Tri-Valley all via zoom. The location of the posted Open Meetings Act was stated. Mayor Koller welcomed all visitors and gave each the opportunity to state their name and the agenda item they wish to speak on.

Public Comments:

**Consent Agenda:**

Motion by Councilman Paulsen and second by Councilman Kreuzer for approval of the following consent agenda: Minutes: Copy of the Minutes from the May 23, 2023 regular meeting were included in the Council packets. Claims: Claims and Payroll for the period May 24, 2023 thru June 6, 2023

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|  | **EXPENSES 5/24/23 - 6/6/20223** |  | |
|  | Payroll June 6 | | $19,372.85 |
| 100827-8 | EFTPS - Federal withholdings | | $4,848.61 |
| 100791 | American Ag Lab - water testing | | $21.50 |
| 100792 | Black Hills - gas | | $46.88 |
| 100793 | Republic National - supplies | | $130.00 |
| 100794 | Southern Glazer's - supplies | | $1,715.88 |
| 100795-43 | TVPPD - sub-transmission | | $8,937.42 |
| 100796 | Century Link - police phone | | $43.43 |
| 100797-10 | Debit - supplies | | $295.67 |
| 100798 | DTC - safety bond interest | | $1,620.00 |
| 100799 | Water & Light - city utilities | | $4,066.73 |
| 100800 | Postmaster - UB Postage | | $243.00 |
| 100801-26 | Ag Valley - fuel | | $1,872.97 |
| 100803-44 | Crawford Repair - cart rentals | | $2,532.10 |
| 100804 | D&N Lammels - repairs | | $626.12 |
| 100805 | Eakes - supplies park-ballfield-pool-EMCC | | $1,663.33 |
| 100806 | S & W - repairs | | $502.83 |
| 100807-18 | Schaben Sanitation - May fee, golf fee | | $10,569.11 |
| 100808 | Van Wall Equipment - repairs | | $303.91 |
| 100809-19 | ATC - phones | | $943.61 |
| 100811 | Dollar General - supplies | | $142.45 |
| 100812 | Landmark - repair | | $597.06 |
| 100813 | Midwest Turf - repairs | | $77.86 |
| 100814 | CashWa - supplies | | $1,035.62 |
| 100815 | First Central Bank - ACH fees | | $28.60 |
| 100816 | Wagner's - clubhouse supplies | | $172.51 |
| 100842 | Nebraska Dept of Rev - sales tax | | $5,776.54 |
| 100820 | American Red Cross - CPR Training | | $132.00 |
| 100821 | BOK Financial - bond payment | | $26,231.25 |
| 100822 | Furnas County Treasurer - police | | $5,008.34 |
| 100823 | Municipal Supply - belt reader | | $4,815.00 |
| 100824 | Verizon - cell phones | | $94.11 |
| 100825 | Morten Construction - parking & sidewalk museum | | $9,567.50 |
| 100829 | UPS - postage | | $13.24 |
| 100830 | Arrow Seed - insecticide | | $220.10 |
| 100831 | Bryce Bishop - grave o/c | | $650.00 |
| 100832 | Camas - publications | | $129.09 |
| 100833 | Dutton Lainson - meter | | $873.03 |
| 100834 | Fyr-Tek - safety light | | $300.25 |
| 100835 | Five Rule - ED 1/4 | | $5,000.00 |
| 100836 | Furnas County Clerk - recording fee | | $16.00 |
|  | **TOTAL EXPENSES** | | **$121,236.50** |

Roll call vote on the consent agenda motion was as follows:

Ayes: Kreutzer, Carpenter, tenBensel, Middagh, Paulsen

Nays: None

Abstain: Middagh from #100806 for $502.83

Absent and Not Voting: Monie

Mayor Koller declared the motion carried.

C**ITY REPORTS:**

City Superintendent: gave report.

City Clerk/Treasurer: gave report.

Mayor – gave report.

ED – gave report.

**Unfinished Business:**

**New Business:**

Motion by Councilman Middagh and second by Councilman Kreutzer to move for the passage of Resolution 2023-12 Lien against a VPR property.

**RESOLUTION NO. 2023-12**

**RESOLUTION TO FILE NOTICE OF SPECIAL ASSESSMENT AND LIEN AGAINST PROPERTIES FOR VIOLATION OF VACANT PROPERTY REGISTRATION ORDINANCE**

The Mayor and City Council of the City of Arapahoe, Nebraska (collectively “Council”), in regular session assembled at the City Office in Arapahoe, Nebraska, on this 6th day of June, 2023, hereby resolve as follows:

WHEREAS, the Council previously adopted Ordinance No. 2020-03 on the 9th day of June, 2020, enacting provisions relating to the registration of vacant properties within the City consistent with the Vacant Property Registration Act (Neb. Rev. Stat. § 19-5401 *et seq*.);

WHEREAS, the Council previously passed Resolution No. 2020-10 on the 9th day of June 2020, appointing Five Rule, LLC, a Nebraska Limited Liability Company, as Program Administrator of the City’s Vacant Property Registration Program (“VPR Program”);

WHEREAS, the owner of a vacant property registered with the VPR Program is required to pay an initial registration fee in the amount of $250.00 for a residential property and $1,000.00 for a commercial property, with said fee becoming due 180 days after the property’s initial registration with the VPR Program pursuant to Neb. Rev. Stat. § 19-5406 and Section 152.05(3) of the Municipal Code of Arapahoe, Nebraska;

WHEREAS, unpaid VPR Program registration fees shall become a lien against the applicable property upon the recording of a notice of such lien in the office of the Register of Deeds of Furnas County, Nebraska, pursuant to Neb. Rev. Stat. § 19-5407(2) and Section 170.152.07 of the Municipal Code of Arapahoe, Nebraska;

WHEREAS, the owners of certain vacant properties located within the corporate limits of the City have been registered with the VPR Program for more than 180 days and have failed to pay the initial registration fee. The date of initial registration, property type, and legal description of each vacant property whose owner has failed to pay the initial registration fee is more specifically described in Exhibit “A,” attached hereto and incorporated herein by reference.

NOW, THEREFORE, the Mayor and City Council of the City of Arapahoe, Nebraska, in consideration of the foregoing recitals, hereby adopt the following Resolution:

RESOLVED, that the Program Administrator be and hereby is directed to file a notice of special assessment and lien for unpaid initial registration fees against each residential and commercial property described in Exhibit “A” in the office of the Register of Deeds of Furnas County, Nebraska.

BE IT FURTHER RESOLVED, that the notice of special assessment and lien to be filed by the Program Administrator with the office of the Register of Deeds of Furnas County, Nebraska, shall substantially comply with the Notice of Special Page 2 of 2

Assessment and Lien attached hereto as Exhibit “B” and incorporated herein by reference.

PASSED AND APPROVED this 6th day of June, 2023.

CITY OF ARAPAHOE, NEBRASKA

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

John E Koller, Mayor

Attest:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Donna Tannahill, City Clerk/Treasurer

Roll call vote on the motion was as follows:

Ayes: Paulsen, Middagh, tenBensel, Carpenter, Kreutzer

Nays: None

Abstain:

Absent and Not Voting: Monie

Mayor Koller declared the motion carried.

**ELECTED OFFICIAL COMMENTS.**

There being no further business, the meeting was adjourned by unanimous consent at 8:53 p.m.

I, the undersigned, Assistant City Clerk, of the City of Arapahoe, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Council on June 6, 2023 that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that such agenda items were sufficiently descriptive to give the public reasonable notice of the matters to be considered at the meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting and that a current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posted during such meeting in the room in which such meeting was held.

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Donna Tannahill, City Clerk