ARAPAHOE, NEBRASKA August 23, 2022

 The City Council of the City of Arapahoe, Nebraska, met in regular session at the EMCC Council Room at 7:30 pm on August 23, 2022, pursuant to notice posted in the city office and published in the Valley Voice. Councilmen present: Middagh, Kreutzer, Monie, tenBensel and Paulsen. Absent: Carpenter. City Staff present: Greg Schievelbein City Superintendent and Donna Tannahill City Clerk/Treasurer.

 Mayor Koller presided over the meeting. Visitors present for all, or a portion of the meeting were Carrie Magorian and Jess Hurlbert with Olsson in chambers, Doug with 5 Rule and Jessica Fischer 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: None. Carpenter arrived at 7:37 pm

**Consent Agenda:** Motion by Councilman Middagh and second by Councilman tenBensel for approval of the following consent agenda:

 Minutes: Copy of the minutes from the August 9, 2022 regular meeting were included in the Council packets.

 Building Permits - #10 Travis Beck privacy fence. #11 City of Arapahoe south park shelter

 Claims: Claims and Payroll for the period August 10, 2022 thru August 23, 2022

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|  | **EXPENSES 8/10 - 8-23** |  |
|  | Payroll  |  16,680.01  |
|  | EFTPS - Federal withholdings |  4,587.73  |
| 50371 | Nebraskaland Dist. - clubhouse supplies |  275.70  |
| 50372 | Quality Brands - clubhouse supplies |  129.12  |
| 50373-93 | Dollar General - clubhouse supplies |  45.00  |
| 50376 | League of NE Municipalities - training |  60.00  |
| 50377 | TVPPD - well and golf power |  4,086.44  |
| 50378 | CAMAS - publishing |  214.10  |
| 50379 | Fyr-Tek truck repairs |  1,284.00  |
| 50380 | Faw’s Garage - 2011 repairs |  395.40  |
| 50381 | Municipal Supply - water supplies & repairs |  105.79  |
| 50382 | NE Dept of Rev - tax levy |  117.19  |
| 50383 | NPPD - O&M |  9,078.21  |
| 50384 | Rembolt Ludtke LLP - legal closing of bond |  1,000.00  |
| 50385 | Dixie Sickels - mileage |  16.87  |
| 50386 | Wal-Mart - clubhouse supplies |  68.49  |
| 50387 | HSA - initial contribution |  1,000.00  |
| 50388 | PLIC - insurance |  1,231.24  |
| 50389 | BCBS - insurance |  15,475.10  |
| 50390 | Johnson Service - rebuild manholes |  8,450.00  |
| 50391 | Stewart Tree Svc - tree maintenance |  1,500.00  |
| 50392 | Black Hills - gas |  863.09  |
| 50394 | Anderson Bros - backflow testing |  326.35  |
| 50395 | Sue Helms amb pay |  66.00  |
| 50396 | Elliot Hoefs - amb pay |  270.00  |
| 50397 | Stefanie Hoefs amb pay |  234.00  |
| 50398 | Wendall Hoefs amb pay |  184.00  |
| 50399 | Mitch Houser amb pay |  37.50  |
| 50400 | Peter Leising amb pay |  58.00  |
| 50401 | Todd Monie amb pay |  20.00  |
| 50402 | Municipal Supply - water supplies & repairs |  1,322.52  |
| 50403 | NE Public Health Lab - water testing |  380.00  |
| 50404 | John Paulsen - ambulance pay |  65.00  |
| 50405 | Josh Schrock amb pay |  115.00  |
| 50406 | Brian Sisson amb pay |  37.50  |
| 50407 | TVPPD - July-Aug sub transmission |  13,718.20  |
| 50408 | Brandon Yeager amb pay |  50.00  |
| 50409 | First Central Bank - Ach fees |  34.80  |
| 50410 | Rutt's Heating & Air - annual maintenance contract |  2,736.00  |
| 50411 | Wal-Mart - SD cards |  43.71  |
|  | **TOTAL EXPENSES** |  **86,362.06**  |

Roll call vote on the consent agenda motion was as follows

 Ayes: Kreutzer, Carpenter, Monie, tenBensel, Middagh, Paulsen

 Nays: done

 Abstain: Paulsen Claim #50404 for $65 and Monie #50401 $20

 Absent and Not Voting:

 The Mayor declared the motion carried.

C**ITY REPORTS:**

City Superintendent: Gave Report.

City Treasure: Gave Report.

**Committee Reports**

 Motion by councilman Middagh and second by councilman Kreutzer to approve Logan Dettmann to be added to Arapahoe Fire and Rescue.

 Ayes: Paulsen, Middagh, tenBensel, Monie, Carpenter, Kreutzer

 Nays: done

 Abstain:

 Absent and Not Voting:

 The Mayor declared the motion carried.

**Business:**

 Unfinished

 New Business: Motion by Councilman Middagh and second by Councilman Paulsen to approve the contract from Olsson for the Downtown Revitalization Sidewalk Project.

Roll call vote on the motion was as follows

 Ayes: Monie, tenBensel, Kreutzer, Carpenter, Paulsen, Middagh

 Nays: none

 Abstain:

 Absent and Not Voting:

 The Mayor declared the motion carried

Motion by Councilman Middagh and second by Councilman tenBensel to approve Resolution 2022-18. Halloween parade road closure.

**RESOLUTION 2022-18**

**SPECIAL EVENT CLOSING OF HIGHWAY 283 FOR HALLOWEEN PARADE**

The City of Arapahoe Council and Mayor assembled in regular session in the Council Room of the Ella Missing Community Center on this 23rd day of August, 2022 and hereby resolve as follows:

**WHEREAS,** the City of Arapahoe will assume control of Highway 283 between Milepost 20 and Milepost 21.1 on October 31, 2022 from 4:00 pm to 4:30 pm.

**WHEREAS,** the City of Arapahoe acknowledges the acceptance of the duties set out in LB589 subsection (2) and is in agreement to indemnify, defend, and hold harmless the state from all claims, demands, actions, damages and liability, including reasonable attorney’s fees, which may arise as a result of the special event.

**NOW THEREFORE BE IT RESOLVED,** that the City of Arapahoe will assume control of Highway 283 between Milepost 20 and Milepost 21.1 beginning at 4:00 pm on October 31, 2022.

**NOW THEREFORE BE IT FURTHER RESOLVED,** that the City of Arapahoe will return possession back to the State of Nebraska Department of Roads Division (NDOR) at 4:30 pm on October 31, 2022.

**INTRODUCED AND PASSED THIS 23rd DAY OF August, 2022.**

Roll call vote on the motion was as follows

 Ayes: tenBensel, Paulsen, Carpenter, Middagh, Kreutzer, Monie

 Nays: none

 Abstain:

 Absent and Not Voting:

 The Mayor declared the motion carried

Motion by Councilman Paulsen and second by Councilman Monie to add Dixie Sickels as a signature on the Consumer Deposit Account.

Roll call vote on the motion was as follows

 Ayes: Carpenter, Monie, Middagh, Paulsen, tenBensel, Kreutzer

 Nays: none

 Abstain:

 Absent and Not Voting:

 The Mayor declared the motion carried

Motion by Councilman tenBensel and second by Councilman Carpenter to make the following Annual Transfers: From Electric 465,000 to General 45,000, Fire 31,000 Golf 85,000, Park 120,000, Library 109,000, Sewer 75,000.

Roll call vote on the motion was as follows

 Ayes: Carpenter, Monie, Middagh, Paulsen, tenBensel, Kreutzer

 Nays: none

 Abstain:

 Absent and Not Voting:

 The Mayor declared the motion carried

Motion by Councilman Paulsen and second by Councilman tenBensel to approve the quote from Mike Borden for $722.40 to paint the lines on the EMCC parking lot

Roll call vote on the motion was as follows

 Ayes: Middagh, Kreutzer, Paulsen, tenBensel, Monie, Carpenter

 Nays: none

 Abstain:

 Absent and Not Voting:

 The Mayor declared the motion carried

Motion by Councilman Middagh and second by Councilman Monie to approve Resolution 2022-19. Appoint Dixie Sickels to the ACE Board

Resolution No. 2022-19

**Appointment to NMPP Members’ Council**

 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Arapahoe, State of Nebraska, that:

1. Such City be and hereby is a member of the Nebraska Municipal Power Pool.
2. The City Council of the City of Arapahoe, State of Nebraska, does hereby appoint Dixie Sickels as the representative\* of the City of Arapahoe, State of Nebraska, to the Members’ Council of the Nebraska Municipal Power Pool.
3. The City Council of the City Council of City of Arapahoe, State of Nebraska, does hereby appoint Greg Schievelbein as the alternate representative\* of the City of Arapahoe, State of Nebraska, to the Members’ Council of the Nebraska Municipal Power Pool.

*\*Pursuant to Article V of the Amended and Restated Bylaws of the Nebraska Municipal Power Pool, “Any person appointed as Representative or Alternate Representative shall be a resident of the area receiving services from the appointing Member.”*

**Appointment to ACE Board of Directors**

 WHEREAS, the City of Arapahoe, State of Nebraska, is a party to the Interlocal Agreement creating the Public Alliance for Community Energy and, pursuant to the terms of said Agreement, it is the responsibility of the City to designate a representative of the City of Arapahoe to the Public Alliance for Community Energy Board of Directors provided for under the terms of said Agreement.

 NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Arapahoe, that:

1. The City Clerk is hereby directed to give written notice to the Public Alliance for Community Energy of the appointment of Dixie Sickels as the City’s representative to said Board of Directors.
2. The City Clerk is hereby directed to give written notice to the Public Alliance for Community Energy of the appointment of Greg Schievelbein as the City’s alternate representative to said Board of Directors.

*This is to certify that the appointments set out above were approved by the City Council of the City of Arapahoe, State of Nebraska, at their meeting on August 23, 2022.*

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 *Donna Tannahill, City* Clerk

Roll call vote on the motion was as follows

 Ayes: Paulsen, Kreutzer, Middagh, Carpenter, tenBensel, Monie

 Nays: none

 Abstain:

 Absent and Not Voting:

 The Mayor declared the motion carried

**ELECTED OFFICIAL COMMENTS**:

 Motion by Councilman Middagh and second by Councilman Kreutzer to enter into closed session at 8:17 pm to protect the financial position of the city

Roll call vote: on the motion was as follows

 Ayes: Middagh, Kreutzer, Paulsen, tenBensel, Monie, Carpenter

 Nays: none

 Abstain:

 Absent and Not Voting:

 The Mayor declared the motion carried

Motion by Councilman Kreutzer and second by Councilman Middagh to come out of closed session at 8:54 pm to protect the financial position of the city.

Roll call vote on the motion was as follows

 Ayes: Kreutzer, Paulsen, Carpenter, Middagh, Monie, tenBensel

 Nays: none

 Abstain:

 Absent and Not Voting:

 The Mayor declared the motion carried

 There being no further business, the meeting adjourned by unanimous consent 8:59 p.m.

 I, the undersigned, 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 August 23, 2022 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