

**MINUTES-May 17, 2021**  
REGULAR CITY COUNCIL MEETING  
COUNCIL CHAMBERS-  
1111 AVE E, WISNER, NEBRASKA 68791

The City Council of the City of Wisner, Nebraska met in regular session in the Council Chambers at the City offices in Wisner, Nebraska, on Monday, May 17, 2021, at 7:00 P.M. according to the notice published in the Wisner News Chronicle issue of May 12, 2021, a copy of proof of publication is attached to these minutes. Notice of the meeting was posted in three public places which are the Wisner Post Office, Wisner Public Library, and the Wisner City Office. Notice of the meeting and the agenda were mailed or emailed to the Mayor and all members of the City Council. A true copy of their signed acknowledgement of the receipt of the advance notice of this meeting and the agenda is filed in the office of the City Clerk/Treasurer. An agenda for the meeting was kept continuously current, and was available for public inspection at the City offices three days before the meeting date. Agenda subjects were contained at least twenty-four hours prior to the meeting. Mayor Chad Dixon presided and the City Clerk/ Treasurer recorded the proceedings of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the general public.

Mayor Chad Dixon called the meeting to order, and announced the location of the posted Open Meeting Act, pursuant to Section 84-1412(8) of the Nebraska Open Meetings Act.

Present on the roll call: Cathy Gobar, Terry Soden, Barry Meyer, Jay Meyer, and Mayor Dixon. Staff present: Randy Woldt, City Administrator/Utility Superintendent, Stephanie James, City Clerk/Treasurer; Jonathan Brandow, Care Center Administrator, Carol Duncan, Wisner Public Library Librarian, and Chief Doug Salmen, Wisner Police Department.

AGENDA ITEM NO 1 – CONSENT AGENDA – AGENDA, MINUTES OF MAY 3, 2021 REGULAR MEETING, CARE CENTER, CITY, & CITY/RURAL FIRE BOARD APRIL 2021 FINANCIAL REPORT, SPECIAL DESIGNATED LICENSE – RUMOR’S – WISNER CITY AUDITORIUM – WEDDING RECEPTION - JUNE 19, 2021 – 12:00 PM TO 12:00 AM, SPECIAL DISIGNATED LICENSE – RUMOR’S – BEER GARDEN – WISNER’S 150<sup>TH</sup> CELEBRATION – JUNE 26, 2021 – 12:00 PM TO 2:00 AM, AND SPECIAL DESIGNATED LICENSE – RUMOR’S – BEER GARDEN – WISNER’S 150<sup>TH</sup> CELEBRATION – JUNE 27, 2021 – 12:00 PM TO 1:30 AM. Moved by Barry and seconded by Soden to approve the consent agenda as presented. Roll call: Ayes: Barry, Soden, Jay, Gobar. Nay: None. Absent: None. Motion carried.

AGENDA ITEM NO. 2 – ORDINANCE NO. 2021-1158 – RAISING OF ELECTRICAL RATES THREE PERCENT. Andrew Ross with NMPP Energy, could not be here tonight to discuss the electrical rates. Mayor Dixon asked for a motion to table Agenda Item No. 2 – Ordinance No. 2021-1158 – Raising of Electrical Rates Three Percent to the June 7, 2021 Regular Meeting. Moved by Gobar and seconded by Soden to table Agenda Item No. 2 – Ordinance No. 2021-1158 – Raising of Electrical Rates Three Percent until June 7, 2021 Regular Meeting. Roll call: Ayes: Soden, Jay, Barry, Gobar. Nay: None. Absent: None. Motion carried.

AGENDA ITEM NO. 3 – ORDINANCE NO. 2021-1159 – TO ESTABLISH HOURLY WAGE SCALE FOR CITY POOL EMPLOYEES. Councilman Barry introduced Ordinance No. 2021-1159, entitled: AN ORDINANCE OF THE CITY OF WISNER, NEBRASKA TO ESTABLISH AN

HOURLY PAY SCHEDULE FOR EMPLOYEES AT THE MUNICIPAL SWIMMING POOL; PROVISION FOR COMPENSATION FOR ATTAINING WATER SAFETY INSTRUCTOR CERTIFICATION; PROVISION FOR ATTAINING POOL OPERATOR CERTIFICATION; REPEAL OF ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; AND TO ESTABLISH AN EFFECTIVE DATE, and move that the statutory rule requiring readings on three different days be suspended. Councilwoman Gobar second said motion. Roll call: Ayes: Jay, Barry, Soden, Gobar. Nay: None. Motion carried. The motion to suspend the rule was adopted by the Council and the statutory rule was declared suspended for consideration of said ordinance. Ordinance No 2021-1159 was then read by title. Mayor Dixon then stated the question: "Shall Ordinance No. 2021-1159 be passed and adopted?", and thereafter Councilwoman Gobar moved for final passage and Councilman Jay second said motion. Roll call: Ayes: Jay, Barry, Soden, Gobar. Nay: None. Motion carried.

The passage and adoption having been approved by the Council, the Mayor declared Ordinance No. 2021-1159 adopted and in the presence of the Council signed and approved the Ordinance. The Clerk attested the passage approval of the same and affixed her signature thereto. A true, correct, and complete copy of said ordinance is as follows: Copy attached hereto becomes part of these minutes.

AGENDA ITEM NO. 4 – WISNER TRAILS PROJECT – DISCUSSION AND POSSIBLE ACTION REGARDING AWARDING OF BID. Nathan with Olsson was present at tonight's meeting to go over the bid tab and to answer any questions anyone may have. Nathan stated that CDS Enterprise, LLC from Arlington, Nebraska came in with the lowest bid of \$412,376.07. Olsson has not worked with them before but checked with some recommendations and references and that they are a fine contractor to work with. Nathan said Olsson recommends CDS Enterprise, LLC out of Arlington, Nebraska, with a bid of \$412,376.07 to construct the Wisner Trails. There were four bids total. Mayor Dixon asked if there is any indication on the differences on these bids. There is a significant amount of earthwork for one bid than on the other bids. Nathan said that is what they look at when they are going over the bids, if they are balanced right. Nathan explained that one contractor may have a higher bid for the earthwork possibly if they are subbing it out to another contractor. They also could have the crews busy at another job site and don't have a crew available so they put a real high price on it. They may put a real low price on other areas if they have crews available to do it. Nathan stated that the projected start date would be July 5, 2021 and a completion date would be November 1, 2021.

Councilman Soden asked regarding the concrete and how can the contractor guarantee the price. Nathan explained that the contractor could have pushed to get lower so they could get their bid down to be able to come in with the lowest bid. If CDS Enterprise is awarded the bid, they will be under contract of the price they bid. The contractor cannot change the amount without the council signing off on it. Councilman Jay asked if the contractor walks away. Nathan said that is all part of the bonding. Nathan also mentioned that if the concrete is more they may have saved some money in other areas of the bid. Mayor Dixon recommended CDS Enterprise, LLC from Arlington, Nebraska with a bid of \$412,376.07 to the council. Moved by Gobar and seconded by Soden to award the bid for the Wisner Trails Project to CDS Enterprise,

LLC from Arlington, Nebraska in the amount of \$412,376.07. Roll call: Ayes: Barry, Soden, Gobar. Nay: Jay. Absent: None. Motion carried.

AGENDA ITEM NO. 5 – FLY BY NIGHT FIREWORKS – TO APPROVE SALE OF FIREWORKS IN CITY LIMITS. Randy Woldt, City Administrator/Utility Superintendent, asked Sara Abler with Fly By Night Fireworks, where the stand was going to be since the bowling alley was going to be open by then. Moved onto Agenda Item No. 6 so that Ms. Abler could make a phone to get the answer to the question. Ms. Abler said that it will be in the same location. It will be on the west side of the building. Ms. Abler said that the permit and certificate of insurance was mailed to the City Office. Moved by Barry and seconded by Gobar to approve the sale of fireworks in city limits contingent that the insurance information is good to go. Roll call: Barry, Soden, Jay, Gobar. Nay: None. Absent: None. Motion carried.

AGENDA ITEM NO. 6 – MONTHLY POLICE REPORT – D. SALMEN. Doug Salmen, Chief of Police, presented the monthly police activities report to the mayor and council. Mayor Dixon asked if Chief Salmen had anything to add. Chief Salmen invited council to do a ride along with them anytime it works for them. The new car is being used and ready to go other than the cage and gun racks need to be installed yet. As soon as they come in, they will be installed. Speeding is still a concern for residents of Wisner.

AGENDA ITEM NO. 7 - BUILDING PERMITS. Randy Woldt, City Administrator/Utility Superintendent, stated he had no building permit applications at this time.

AGENDA ITEM NO. 8 - COMMUNICATIONS, REPORTS, COMMENTS BY COUNCIL, CITY OFFICIALS AND GENERAL PUBLIC.

- A. Mr. Woldt said the TIF plan for the Grandview addition is moving forward and a public hearing is set for Planning Commission on June 7<sup>th</sup> and a public hearing for the City Council on June 21<sup>st</sup>. Mr. Woldt said the test hole drillers arrived into town today. They are starting out at the cemetery and are planning to drill about 500 feet. Discussion was held on drilling in other locations as well. Mr. Woldt said they have four or five other locations they are going to test other current wells at. Andy Dickinson with Foldoy Water Conditioning will test the water samples and if we think we may have a good well, the sample will be sent into the state for further sampling.
- B. Mayor Dixon said it is looking we could be heading into a drought. Mr. Dixon asked if we will be able to keep up with two wells and would we need to go into restrictions. Mr. Woldt said that the one well is due for sampling and will see what the nitrates read in the next week or so. If nitrates are high, it will take the state about thirty days to issue an administrative order after that. Mr. Woldt is hoping that Sargent Drilling is here before then to rehab the well on 17<sup>th</sup> Street. If we are shut down to one well there may have to be some restrictions of some sort.
- C. Councilwoman Gobar asked if letters could be sent to homes that have not mowed. Chief Salmen has been writing down address to try and catch someone at home.
- D. Councilman Barry was asked if spraying in the park will be done. Mr. Woldt stated that they have sprayed and the weeds are starting to die.
- E. Mayor Dixon asked Mr. Woldt to contact the state to get a traffic study done on the highway through town. City is working on getting the speeds through town lowered. Mayor Dixon is going to try and get two stop lights in town. One by the banks and the other one at 13<sup>th</sup> Street. The city will work to try to get a public meeting set up with the state so that the residents of Wisner voice their opinions.

- F. Carol Duncan asked about a nuisance property. The City is already addressing the problem to get a letter sent out to the home owner. Mrs. Duncan also asked about the sidewalk being cracked due to a tree. Mrs. Duncan asked if the tree should be taken out and the sidewalk replaced. Mr. Woldt said he would take a look at it.

AGENDA ITEM NO. 9 - MOTION TO ADJOURN TO MEET IN REGULAR SESSION ON MONDAY, JUNE 7, 2021, AT 7:00 PM. At 7:37 PM moved by Gobar and seconded by Soden that the City Council adjourn to meet in regular session on June 7, 2021 at 7:00 PM, in the Council Chambers at the City Office. Roll call: Ayes: Soden, Jay, Barry, Gobar. Nay: None. Absent: None. Motion carried.

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Mayor

Attest:

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City Clerk/Treasurer