

A regular meeting of the Mayor and the City Council of O'Neill was held at the City Hall in said City on the 7th day of August, 2023 at 6:30 P.M.

Present: Mayor Scott Menish, City Clerk/Treasurer Sarah Sidak, City Attorney Boyd Strobe, Council President Tim Schneider and Council members; Susie Kramer, Kayla Burdick, Michelle Liewer, Paul Asche, Quana Wheeler, Beth Walsh and Tim Gleason.

Notice of this meeting was given in advance thereof according to Section 84-1408 of the Revised Statutes of Nebraska. Notice of the meeting was given to the Mayor and all members of the Council and a copy of the acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice. All proceedings hereafter shown were taken while convened meeting was open to the attendance of the public.

The meeting was called to order by Mayor Scott Menish. The Pledge of Allegiance was recited. Mayor Menish informed the public of the location of the Open Meetings Act poster.

Moved by Gleason, second by Asche to waive the readings of the minutes of the July 10th meeting and approve them as if read. Roll call vote as follows: All Ayes. Motion carried.

Moved by Burdick, second by Wheeler to have a public hearing on Monday, September 11, 2023 to transfer the remaining three lots on Kros Drive to the O'Neill Development Corporation to be used for the Rural Workforce Housing Fund Grant. Roll call vote as follows: All Ayes. Motion carried.

City Attorney Strobe, Police Chief Otte and Therese Sullivan will meet and work together on the dog ordinance enforcement issues.

The Council tabled and took no action on the impound contract with the Holt County Animal Shelter.

Moved by Walsh, second by Burdick to approve the special designated liquor license for The 812 for September 23<sup>rd</sup> event at the Community Center. Roll call vote as follows: All Ayes. Motion carried.

Moved by Walsh, second by Schneider to have a public hearing on Monday, September 11, 2023 to transfer ownership of the O'Neill Senior Center to the City of O'Neill. Roll call vote as follows: All Ayes. Motion carried.

Council President Schneider introduced Resolution No. 23-6, which is on file with the City Clerk.

#### RESOLUTION NO. 23-6

#### OF THE

#### CITY OF O'NEILL

WHEREAS: State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121 and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

WHEREAS: State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each municipality shall be signed by the Mayor or Village Board Chairperson and shall include the resolution of the governing body of the municipality authorizing the signing of the certification.

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF O'NEILL, NEBRASKA; that the Mayor is hereby authorized to sign the attached Municipal Annual Certification of Program Compliance.

PASSED AND APPROVED this 7th day of August, 2023.

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SCOTT MENISH, MAYOR

ATTEST:  
(SEAL)

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SARAH SIDAK, CITY CLERK/TREASURER

Second by Asche, to adopt Resolution No. 23-6. Roll call vote as follows: All Ayes. Motion carried.

Council member Gleason introduced Resolution No. 23-7, which is on file with the City Clerk.

RESOLUTION NO. 23-7

OF THE

CITY OF O'NEILL, NEBRASKA

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF O'NEILL, NEBRASKA:

WHEREAS, Nebraska State Statute 77-3443 requires the City Council of O'Neill to determine the levy allocation for all political subdivisions;

WHEREAS, the City Council of O'Neill is the levy authority of the O'Neill Airport Authority and is in receipt of the preliminary request for levy allocation by said Authority;

NOW, THEREFORE BE IT RESOLVED that the City Council will approve a levy allocation (tax request) increase to the lesser of the actual valuation increase or \$99,655.00 for fiscal year 2023-2024 for the O'Neill Airport Authority.

PASSED AND APPROVED this 7<sup>th</sup> day of August, 2023.

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SCOTT MENISH, MAYOR

ATTEST:  
(SEAL)

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SARAH SIDAK, CITY CLERK/TREASURER

Second by Schneider to adopt Resolution No. 23-7. Roll call vote as follows: All Ayes. Motion carried.

Jason Baker with the Celtic Riders RG informed the Council that they would be taking over putting up and taking down the flags for the O'Neill Lions Club. He also informed the board that he would be storing the flags at the Water/Sewer Plant.

Moved by Kramer, second by Liewer to approve the renewal plan with Blue Cross and Blue Shield for the city employees health insurance and to increase the employees portion of premiums to: family \$70, employee/spouse \$50 and single \$35. Roll call vote as follows: Aye; Asche, Kramer, Schneider, Burdick, Liewer, Gleason and Walsh. Nay: None. Abstain: Wheeler. Motion carried.

Moved by Walsh, second by Kramer to open the public hearing for the El Nopal Class C Liquor License request. Roll call vote as follows: All Ayes. Motion carried.

No public comment was made.

Moved by Walsh, second by Kramer to close the public hearing. Roll call vote as follows: All Ayes. Motion carried.

Council member Burdick introduced Resolution No. 23-8, which is on file with the City Clerk.

RESOLUTION NO. 23-8

OF THE

CITY OF O'NEILL, NEBRASKA

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF O'NEILL, NEBRASKA, that:

Sec. 1. The City of O'Neill has received a Class C liquor license application from EL NOPAL, LLC d/b/a EL NOPAL.

Sec. 2. Notice of a Public Hearing on said application set for August 7, 2023 at 6:30 p.m. was published as required by law.

Sec. 3. The O'Neill City Council held a public hearing concerning the application of EL NOPAL, LLC d/b/a EL NOPAL Class C liquor license.

Sec. 4. Upon hearing it is found and determined that the liquor license of EL NOPAL, LLC d/b/a EL NOPAL is hereby approved.

Sec. 5. The City Clerk is authorized to submit necessary documents to the Nebraska Liquor Commission evidencing the outcome of the public hearing of said application.

PASSED AND APPROVED this 7<sup>th</sup> day of August, 2023.

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SCOTT MENISH, MAYOR

ATTEST:  
(SEAL)

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SARAH SIDAK, CITY CLERK/TREASURER

Second by Liewer to adopt Resolution No. 23-8. Roll call vote as follows: All Ayes. Motion carried.

Moved by Schneider, second by Walsh to approve a 3% cost of living adjustment for the 2023-2024 budget. Roll call vote as

follows: Aye; Asche, Kramer, Schneider, Liewer, Gleason and Walsh. Nay: Burdick. Abstain: Wheeler. Motion carried.

Moved by Schneider, second by Gleason to approve application 06-LB840-23 in the amount of \$52,600.00 for building renovations. Roll call vote as follows: All Ayes. Motion carried.

Moved by Asche, second by Gleason to approve selling the south lift station generator by sealed bids due to be opened at the September 11, 2023 at 6:30 pm meeting. Roll call vote as follows: All Ayes. Motion carried.

Moved by Walsh, second by Wheeler to approve Treasurer's Report. Roll call vote as follows: All Ayes. Motion carried.

Moved by Gleason, second by Walsh to approve the bill submitted at this meeting by O'Neill Lumber. Roll call vote as follows: Aye; Asche, Wheeler, Kramer, Burdick, Liewer, Gleason and Walsh. Nay: None. Abstain: Schneider. Motion carried.

Moved by Gleason, second by Walsh to approve the remaining bills. Roll call vote as follows: Aye; Asche, Wheeler, Schneider, Burdick, Liewer, Gleason and Walsh. Nay: None. Abstain: Kramer. Motion carried.

**ALL FUNDS**

Payroll, salary	192,385.23	FED & FICA, tax	41,506.93
American Family, ins	1,531.32	Black Hills Energy, util	413.94
BlueCrossBlueShield, ins	48,540.73	Bomgaars, su	1,555.33
Colonial life, ins	1,037.13	Guardian, ins	1,656.26
John Hancock, pension	7,871.86	NE Dept. of Revenue, tax	6,373.37
NPPD, util	20,350.28	NT&T, phone	827.64
Quadient Leasing, pmt	1,044.15	Unum, ins	217.88
Verizon, phone	875.44	Wex Bank, fuel	6,114.04

**GENERAL FUND**

Akrs, su	28.00	Appeara, su	556.03
Bartak Glass, ser	249.00	Bob's Plumbing, ser	250.00
Carhart Lumber, su	54.95	Century Link, phone	59.63
Contingent Fund, su	1,135.80	Dearborn Life, ins	86.00
Faith Regional, school	425.00	Floor Maintenance, su	144.72
GreatAmerica Finance, ser	218.25	Hollman Media, ser	19.95
Holt Co Independent, ad	296.90	In The Swim, su	204.20
Island Supply, su	106.25	Kaup's Plumbing, ser	175.00
LB840 Fund, pmt	38,829.99	Love Signs, ser	5,568.89
Netcom, su	289.00	North Central RC&D, dues	100.00
Ogden's, su	24.17	One Office, su	530.07
O'Neill Lumber, su	2,126.36	O'Neill Pharmacy, su	21.03
Pinnacle Bank, su	123.03	Dori Rich, clean	885.00
Rural Fire Board, pmt	25,000.00	Strope Law, fees	363.00
Tax Commissioner, tax	541.27	Torpin's, su	13.37
Mike Walker, ser	100.00	Zoll Medical, su	773.00

**POLICE FUND**

A&J Tire, ser	277.95	C&S Repair, ser	779.62
Century Link, phone	66.41	Jackolyn Collier, clean, su	160.00
Ford Motor Company, pmt	13,188.43	GreatAmerica Finance, ser	129.00
Netcom, su	1,776.00	Ogden's, su	6.59
O'Neill Lumber, su	250.09	O'Neill Shopper, ad	100.80
Prairie Hills, ser	779.84	Public Safety Center, su	173.09
Quill, su	400.32	Strope Law, fees	714.00
Taylor Made Printing, su	275.00	Town & Country, su	649.40

**STREET FUND**

4 Seasons Lawn Care, ser	78.00	Appeara, su	251.35
A&R Construction, pmt	183,842.17	Carhart Lumber, su	67.27
Cole Redi-Mix, su	486.75	Connot Tire, su	22.00
Contingent Fund, su	23.00	Hubel Welding, su	237.70

Olsson, fees	672.98	One Office, su	12.51
O'Neill Auto, su	33.58	Strope Law, fees	105.00
Team Lab, su	2,351.00	Wettlaufer Landscapes, ser	11,605.00

**SEWER FUND**

A&R Construction, pmt	32,346.00	Contingent Fund, su	118.00
Cubby's, fuel	200.20	Grainger, su	148.94
Mid-American Research, su	289.48	Midwest Lab, ser	277.07
Municipal Supply, su	973.55	Olsson, fees	8,956.65
One Call, ser	46.10	Prairie Hills, ser	33.54
Quadient Finance, su	600.00	Ranchland Auto, su	2.37
Tax Commissioner, tax	4,076.17	Torpins, su	12.53
USA Blue Book, su	952.23		

**WATER FUND**

A&R Construction, pmt	32,346.00	Atlas Automation, ser	1,010.00
City Utility Deposit, re	890.00	Contingent Fund, su	95.00
Fedex, ser	102.46	Holiday Inn, room	779.70
Metering & Technology, su	4,330.04	Municipal Supply, su	443.59
NE Public Health, tests	378.00	NE Rural Water Assoc, conf	275.00
NE Support, pmt	363.68	Niobrara Valley, util	206.37
Olsson, fees	6,674.00	One Call, ser	46.10
One Office, su	89.76	Prairie Hills, ser	33.54
Quadient Finance, su	1,400.00	Ranchland Auto, su	2.37
Sargent Irrigation, ser	178,425.00	Tax Commissioner, tax	817.11
Torpin's, su	4.99	USA Blue Book, su	67.08

**SOLID WASTE FUND**

Accounts Management, pmt	877.16	Butler Co. Landfill, fee	52,484.39
Cubby's, fuel	665.23	Kansas Pmt Center, pmt	75.70
Linweld, su	38.99	Niobrara Valley, util	718.96
NMC, ser	441.75	Dori Rich, clean	300.00
Strope Law, fees	105.00		

**COMMUNITY IMPROVEMENT**

BOKF, pmt 33,073.75

TIM GLEASON, WARD IV

BETH WALSH, WARD IV

Moved by Schneider, second by Gleason to adjourn. Roll call vote as follows: All Ayes. Motion carried.

The meeting adjourned at 8:04 P.M.

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SCOTT MENISH, MAYOR

ATTEST:  
(SEAL)

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SARAH SIDAK, CITY CLERK/TREASURER

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