

January 8, 2024

A regular meeting of the Mayor and the City Council of O'Neill was held at the City Hall in said City on the 8th day of January, 2024 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; Kayla Burdick, Michelle Liewer, Paul Asche and Beth Walsh. Absent: Quana Wheeler, Susie Kramer 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 Schneider, second by Asche to waive the readings of the minutes of the December 4th and 18th meeting and approve them as if read. Roll call vote as follows: All Ayes. Motion carried.

Moved by Burdick, second by Schneider to reduce the tipping fees for the demolition of the former Inn Keeper to \$35.00 per ton. Roll call vote as follows: All Ayes. Motion carried.

Council member Liewer introduced Resolution No. 24-01, which is on file with the City Clerk.

RESOLUTION NO. 24-01

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 is owner of the following described real estate located in the City of O'Neill, Holt County, Nebraska:

- O'Neill Village; Nondescript SW1/4 29-29-11 50x50 Tract lying 150.10 E of SE corner Lot 66 Kipples Outlots

and it is hereby determined the City no longer or in the future shall need said property and that the same should be and is directed to be sold.

Sec. 2. Said real property shall be sold on the following terms and conditions:

a. Sealed bid opened on the 4th day of March, 2024 at 6:30 o'clock P.M.

b. Minimum bid - \$2,000.00.

c. Bids should be delivered prior to that time to the O'Neill City Clerk, 401 East Fremont Street, O'Neill, Nebraska, 68763.

d. The City reserves the right to accept or reject any or all bids.

e. Title transfer by Quitclaim Deed.

f. Ten percent (10%) of sale price to be paid within Forty-Eight (48) hours of acceptance of bid. Closing within Thirty (30) days of accepting bid.

Sec. 3. Notice of said sale stating a general description of said property, the terms and conditions of said sale and the provisions for remonstrance shall be given by publication in the Holt County Independent once each week for three consecutive weeks.

Sec. 4. If a remonstrance against such sale, signed by legal electors thereof equal in number to thirty percent of the electors of such city or village voting at the last regular municipal election held therein, be filed with the governing body of such city or village, within thirty days after the third publication of the notice, such property shall not then, nor within one year thereafter, be sold.

Sec. 5. Upon passage of this resolution, publication of notice and passing of said 30 day remonstrance period, said property shall then be sold under the terms and conditions set forth above. The sale shall thereafter be confirmed by ordinance stating the purchaser and terms and a certified copy thereof recorded at the Register of Deeds.

PASSED AND APPROVED this 8th day of January, 2024.

SCOTT MENISH, MAYOR

ATTEST:
(S E A L)

SARAH SIDAK, CITY CLERK/TREASURER

Moved by Liewer, second by Asche to adopt Resolution No. 24-01. Roll call vote as follows: All Ayes. Motion carried.

Council member Liewer introduced Resolution No. 24-02, which is on file with the City Clerk.

RESOLUTION NO. 24-02

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 is owner of the following described real estate located in the City of O'Neill, Holt County, Nebraska:

- O'Neill Village; McCafferty Addition, Block 46 NW corner including W1/2 of N 80 feet vacated alley adjoining

and it is hereby determined the City no longer or in the future shall need said property and that the same should be and is directed to be sold.

Sec. 2. Said real property shall be sold on the following terms and conditions:

a. Sealed bid opened on the 4th day of March, 2024 at 6:30 o'clock P.M.

b. Minimum bid - \$4,000.00.

c. Bids should be delivered prior to that time to the O'Neill City Clerk, 401 East Fremont Street, O'Neill, Nebraska, 68763.

d. The City reserves the right to accept or reject any or all bids.

e. Title transfer by Quitclaim Deed.

f. Ten percent (10%) of sale price to be paid within Forty-Eight (48) hours of acceptance of bid. Closing within Thirty (30) days of accepting bid.

Sec. 3. Notice of said sale stating a general description of said property, the terms and conditions of said sale and the provisions for remonstrance shall be given by publication in the Holt County Independent once each week for three consecutive weeks.

Sec. 4. If a remonstrance against such sale, signed by legal electors thereof equal in number to thirty percent of the electors of such city or village voting at the last regular municipal election held therein, be filed with the governing body of such city or village, within thirty days after the third publication of the notice, such property shall not then, nor within one year thereafter, be sold.

Sec. 5. Upon passage of this resolution, publication of notice and passing of said 30 day remonstrance period, said property shall then be sold under the terms and conditions set forth above. The sale shall thereafter be confirmed by ordinance stating the purchaser and terms and a certified copy thereof recorded at the Register of Deeds.

PASSED AND APPROVED this 8th day of January, 2024.

SCOTT MENISH, MAYOR

ATTEST:
(S E A L)

SARAH SIDAK, CITY CLERK/TREASURER

Moved by Liewer, second by Asche to adopt Resolution No. 24-02. Roll call vote as follows: All Ayes. Motion carried.

Council member Walsh introduced Resolution No. 24-03, which is on file with the City Clerk.

RESOLUTION NO. 24-03

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 must be the entity to make the request and take official action in order to use Highways 20/275/281 for events and a parade, and since they are within the corporate limits of O'Neill, NE.

Sec. 2. As required by subsection (2) LB 589/NRS *39-1359, that the City accepts all duties set out in said subsection, and

Sec. 3. If a claim is made against the state, the City shall indemnify, defend, and hold harmless the state from all claims, demands, actions, damages, and liability, including reasonable attorney's fees that may arise as a result of the special event.

Sec. 4. The City of O'Neill approves and adopts a resolution as outlined above, for a Special Events activity

- Painting of the Shamrock on a portion of Highways 20, 281 and 275, within the corporate limits of the City of O'Neill, NE, to be held March 13, 2024 (Wednesday) from 5:00 P.M. to 1:00 A.M. from Eighth Street to Madison Street
- St. Patrick's Day Celebration Parade on a portion of Highways 20, 281 and 275, within the corporate limits of the City of O'Neill, NE, to be held March 16, 2024 (Saturday) from 10:00 A.M. to 3:00 P.M, from Eighth Street to Madison Street.
- Painting of the Shamrock on a portion of Highway 20, 281 and 275, within the corporate limits of the City of O'Neill, NE, to be held July 17, 2024 (Wednesday) from 5:00 P.M. to 1:00 A.M. from Eighth Street to Madison Street
- Christmas/Winter Parade on a portion of Highways 20, 281 and 275, within the corporate limits of the City of O'Neill, NE, to be held December 6, 2024 (Friday) from 4:00 P.M. to 8:00 P.M. from Eighth Street to Madison Street.

PASSED AND APPROVED this 8th day of January, 2024.

SCOTT MENISH, MAYOR

ATTEST:
(SEAL)

SARAH SIDAK, CITY CLERK/TREASURER

Moved by Walsh, second by Schneider to adopt Resolution No. 24-03. Roll call vote as follows: All Ayes. Motion carried.

City Clerk Sidak informed the Council that the LB840 meeting was postponed due to lack of a quorum. The Council did not take any action on PIP-LB840-167.

City Clerk Sidak announced that the One and Six Year Street Plan is being drafted from last year's approved plan. The plan will be on the February agenda if there are any other projects the City Council would like to add. Should anyone have a street project they would like considered please contact Greg Walters.

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

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

Moved by Asche, second by Schneider to approve the remaining bills. Roll call vote as follows: All Ayes. Motion carried.

ALL FUNDS

Payroll, salary	164,744.68	FED & FICA, tax	36,830.88
American Family, ins	1,533.60	Black Hills Energy, util	4,010.55
BlueCrossBlueShield, ins	47,626.65	Bomgaars, su	1,380.92
Colonial Life, ins	1,000.93	Guardian, ins	1,634.17
John Hancock, pension	7,941.88	NE Dept. of Revenue, tax	5,867.12
NPPD, util	13,770.21	NT&T, phone	835.77
Pinnacle Bank, su	353.01	PowerManager, pmt	5,978.07
Quadient Finance, su	1,000.00	Taylor Corp, su	1,035.26
Unum, ins	226.99	Verizon, phone	876.65
Wex Bank, fuel	5,993.84		

GENERAL FUND

A&J Tire, ser	360.86	Appeara, su	846.62
Carhart Lumber, su	8.97	Century Link, phone	61.61
Chamber of Commerce, pmt	2,500.00	Contingent Fund, su	888.00
Danko, su	15.60	Dearborn Life, ins	82.56
Ecolab, ser	75.00	GreatAmerica Finance, ser	218.25
Holt Co Independent, ad	371.04	Island Supply, su	9.60
LB840 Fund, pmt	36,255.08	McIntosh Jewelry, ser	20.00
Netcom, su	2,667.00	Ogden's, su	989.55
O'Neill Electric, su	1,780.78	O'Neill Pharmacy, su	187.94
One Office, su	713.84	Precision IT, fees	612.00
Purple Wave, pmt	32,450.00	Dori Rich, clean	885.00
Strope Law, fees	946.00	Tax Commissioner, tax	69.37
Mike Walker, ser	100.00		

POLICE FUND

911 Custom, su	1,188.00	Century Link, phone	68.41
Contingent Fund, su	228.75	Brenna Davis, clean,	200.00
Detectachem, su	168.76	EVFM, ser	269.50
GreatAmerica Finance, ser	129.00	NECC, fees	6.00
NE Law Enforcement, fee	142.00	O'Neill Car Wash, ser	54.40
O'Neill Shopper, ads	108.93	Police Chiefs Assoc, fees	60.00
Public Safety Center, su	122.59	Quill, su	98.16
Sayler Screenprinting, ser	76.00	Strope Law, fees	409.00

STREET FUND

Accounts Management, pmt	426.69	AKRS, su	17.20
Appeara, su	246.26	Breiner Welding, ser	1,050.00
Carhart Lumber, su	187.47	Connot Tire, ser	66.95
Deere Credit, pmt	40,874.22	Arlin Hendricks, ser	104.00
Holt Co Independent, ads	9.60	Mathison Heating & Air, ser	204.00
Newman Signs, su	129.21	Olsson, fees	2,617.28
Ranchland Auto, su	76.60	RSR Electric, ser	3,690.76
SAP Bros, su	282.84	Strope Law, fees	273.00

SEWER FUND

Avera Medical Group, ser	195.00	Carhart Lumber, su	141.35
Cole Redi-Mix, su	192.00	Core & Main, su	2,549.66
Cubby's, fuel	259.88	Denali Water, ser	32,830.00
Embassy Suites, room	159.00	Farmer's Pride, fuel	157.57

FedEx, ser	115.42	Grainger, su	452.40
HACH, su	303.37	IWORQ, pmt	3,850.00
LONM, fees	387.50	Midwest Lab, ser	162.92
Municipal Supply, su	890.28	NE State Fire Marshal, fees	120.00
Ogden's, su	63.17	Olsson, fees	19,726.75
One Call, ser	14.51	Tax Commissioner, tax	3,941.58
Torpins, su	15.89		

WATER FUND

Badger Meter, su	79.10	Carhart Lumber, su	129.37
City Utility Deposit, re	1,540.00	Contingent Fund, su	178.88
Core & Main, su	1,078.84	Embassy Suites, room	159.00
Farmer's Pride, fuel	157.57	Fedex, ser	144.79
Grainger, su	243.91	IWORQ, pmt	3,850.00
LONM, fees	387.50	NDEE, fees	115.00
NE Public Health, tests	398.00	NE Support, pmt	363.68
Niobrara Valley, util	196.54	Ogden's, su	34.35
Olsson, fees	3,053.37	One Call, ser	14.51
One Office, su	3.62	Tax Commissioner, tax	2,184.07
Torpins, su	9.00		

SOLID WASTE FUND

Butler Co. Landfill, fee	42,047.18	Connot Tire, ser	1,435.60
Cornhusker Truck, ser	1,303.86	Cubby's, fuel	746.28
General Collection, pmt	284.92	Holt Co Independent, ads	80.50
Linweld, su	41.44	Niobrara Valley, util	1,014.48
One Office, su	261.75	Dori Rich, clean	300.00

LB840

Strope Law, fees 725.00

PAUL ASCHE, WARD III
 QUANA WHEELER, WARD III

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

The meeting was adjourned at 7:22 P.M.

 SCOTT MENISH, MAYOR

ATTEST:
 (SEAL)

 SARAH SIDAK, CITY CLERK/TREASURER
