

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 March, 2022 at 6:30 P.M.

Present: Mayor Scott Menish, City Attorney Boyd Strobe, City Clerk/Treasurer Sarah Sidak and Council members; Kayla Burdick, Susie Kramer, Terri Krysl, Quana Kelly, Tim Gleason and Beth Walsh. Absent: Council President Don Baker and Council member Tim Schneider.

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 Menish. The Pledge of Allegiance was recited. Mayor Menish informed the public of the location of the Open Meetings Act poster.

Moved by Kelly, second by Walsh to waive the reading of the minutes of the February 7<sup>th</sup> meeting and approve them as if read. Roll call vote as follows: All Ayes. Motion carried.

There was no action taken on the proposed resolutions to have no parking on the west side of 5<sup>th</sup> Street from Williams Street to Tipperary Street and the east side of 7<sup>th</sup> Street from Hynes Avenue to Tipperary Street.

Moved by Kelly, second by Gleason to approve Colonial Life to offer insurance to the city employees. Roll call vote as follows: Aye; Kelly, Kramer, Burdick, Gleason and Walsh. Nay: None. Abstain: Krysl. Absent: Schneider and Baker. Motion carried.

Moved by Gleason, second by Walsh to open the public hearing for the BDK minor subdivision request. Roll call vote as follows: All Ayes. Motion carried.

City Clerk Sidak informed the board that the Planning Commission had met at noon and approved the subdivision.

No public comment was made.

Moved by Gleason, second by Walsh to close the public hearing for the BDK minor subdivision request. Roll call vote as follows: All Ayes. Motion carried.

Moved by Gleason, second by Kelly to approve the minor subdivision request from BDK as submitted. Roll call vote as follows: All Ayes. Motion carried.

Moved by Kramer, second by Burdick to increase the disposal fees 8.2% to match Butler County Landfill's increase effective April 1, 2022. Roll call vote as follows: All Ayes. Motion carried.

Moved by Krysl, second by Kelly to approve a year to year contract with Butler County Landfill. Roll call vote as follows: All Ayes. Motion carried.

Council member Walsh introduced Resolution No. 22-02, which is on file with the City Clerk.

RESOLUTION NO. 22-02

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 has received a Class D liquor license application from Toni Hamik DBA Twig Flower LLC.

Sec. 2. Notice of a Public Hearing on said application set for February 7, 2022 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 Twig Flower LLC for a Class D liquor license.

Sec. 4. Upon hearing it is found and determined that the liquor license of Twig Flower LLC 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 7th day of March, 2022.

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SCOTT MENISH, MAYOR

ATTEST:  
(SEAL)

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SARAH SIDAK, CITY CLERK/TREASURER

Moved by Walsh, second by Gleason to adopt Resolution No. 22-02. Roll call vote as follows: All Ayes. Motion carried.

City Attorney Strope read the second reading of Ordinance No. 1406 by title and number.

ORDINANCE NO. 1406

OF THE

CITY OF O'NEILL, NEBRASKA

AN ORDINANCE OF THE CITY OF O'NEILL, NEBRASKA,  
APPROVING A NON-EXCLUSIVE CABLE TV FRANCHISE AGREEMENT WITH  
THREE RIVER COMMUNICATIONS, LLC; REPEALING PRIOR ORDINANCES IN

CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE AND  
PROVIDING FOR PUBLICATION IN PAMPHLET FORM.

Moved by Krysl, second by Burdick to open the 2022 One and Six Year Street Plan public hearing. Roll call vote as follows: All Ayes. Motion carried.

**O'Neill, Nebraska  
(M 466)  
1-Year Plan – 2022**

<b><u>Project No.</u></b>	<b><u>Description</u></b>	<b><u>Estimated Cost</u></b>
228	<b>North 1<sup>st</sup> Street, Hynes Avenue to 1,300' +/- North</b> Construct 6" P.C. concrete paving only, rural cross section.	\$422,385
244	<b>Intersection of Salebarn Road and Pioneer Road</b> Expand intersection, construct 6" P.C. concrete paving	\$267,670
245	<b>John Street, Archer Street to 1<sup>st</sup> Street</b> Construct 6" P.C. concrete paving	\$91,096
247	<b>3<sup>rd</sup> Street, Francis Street to Davis Street</b> Construct 6" P.C. concrete paving	\$158,457
251	<b>9<sup>th</sup> Street, John Street to Adams Street</b> Construct 6" P.C. concrete paving	\$154,275
253	<b>Drainage ditch along 7<sup>th</sup> Street from S. Fitch Blvd. to river</b> Ongoing maintenance, cleaning, grading	\$18,000
254	<b>Hynes Avenue from Highway 281 west to Eagle Street</b> Armor coating	\$39,200

**6-Year Plan – 2022 to 2028**

209	<b>Morton Street, Douglas to Fremont Street</b> Construct storm sewer & inlets	\$348,661
210	<b>Fremont Street, Cleveland Street to Jefferson Street</b> Construct storm sewer & inlets	\$326,764
211	<b>Cleveland Street, Douglas Street to Fremont Street</b> Construct storm sewer & inlets	\$209,204
212	<b>Everett Street, Cleveland Street to Harrison Street</b> Construct storm sewer & inlets	\$181,285
226	<b>8<sup>th</sup> Street, Adams Street to Williams Street</b> Construct 6" P.C. concrete paving, storm sewer & inlets	\$268,380
238	<b>8<sup>th</sup> Street, Benton Street to Douglas Street</b> Construct 6" P.C. concrete paving.	\$244,080
239	<b>Repair Outfall East Side 281, Between Fitch and Hancock</b> Grading, rip-rap, mitigate maintenance and erosion.	\$62,087
243	<b>7<sup>th</sup> Street Drainage, Grant Street to Douglas Street</b> Construct storm sewer outfall for future drainage capacity	\$1,422,400
255	<b>2<sup>nd</sup> Street, Adams Street to Hynes Avenue</b> Construct 6" P.C. concrete paving	\$511,850

No public comment was made.

Moved by Kelly, second by Walsh to close the 2022 One and Six Year Street Plan. Roll call vote as follows: All Ayes. Motion carried.

City Council member Gleason introduced Resolution No. 22-03, which is on file with the City Clerk

RESOLUTION NO. 22-03

OF THE

CITY OF O'NEILL, NEBRASKA

WHEREAS, Section 39-2115 and Section 39-2119, 1969, C.S.-R.S. of Nebraska 1943 requires that each County and Municipality prepares a one and six year, specific road or street improvement plan and

WHEREAS, the Mayor and City Council of the City of O'Neill in compliance with the statutes and regulations of the State Highway Commission, did hold a public hearing on that proposed one and six year specific street improvement plans in the City Hall on March 7, 2022, in accordance with the "Notice of Public Hearing," a certified copy of such notice is attached, and

WHEREAS, there were no objections filed with the City Clerk and as presented at the hearing now,

WHEREAS, there were no amendments made to the one and six year plan on file with the City Clerk and as presented at the hearing now,

THEREFORE BE IT RESOLVED, that the City Council does hereby approve said one and six year plan, as filed with the City Clerk, a copy of which is attached hereto,

BE IT FURTHER RESOLVED, that the Mayor of the City is authorized to sign this resolution on behalf of the City Council and City Council hereby approves the proposed one and six year plan.

PASSED AND APPROVED this 7th day of March, 2022.

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SCOTT MENISH, MAYOR

ATTEST:  
(SEAL)

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SARAH SIDAK, CITY CLERK/TREASURER

Moved by Gleason, second by Walsh to adopt Resolution No. 22-03. Roll call vote as follows: All Ayes. Motion carried.

Moved by Krysl, second by Walsh to approve application PIP-LB840-109 in the amount of \$5,000.00 for demolition. Roll call vote as follows: All Ayes. Motion carried.

Moved by Krysl, second by Gleason to approve application PIP-LB840-110 in the amount of \$5,000.00 for new siding and windows. Roll call vote as follows: All Ayes. Motion carried.

Moved by Gleason, second by Kelly to approve application PIP-LB840-111 in the amount of \$309.14 for a new sign and decals Roll call vote as follows: All Ayes. Motion carried.

Moved by Kelly, second by Gleason to approve application 02-LB840-22 in the amount of \$26,000.00 for building acquisition and remodel. Roll call vote as follows: All Ayes. Motion carried.

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

Moved by Walsh, second by Gleason to approve the bill submitted at this meeting by Scott Menish. 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: All Ayes. Motion carried.

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

**ALL FUNDS**

Payroll, salary	129,055.21	FED & FICA, tax	28,378.92
American Family, ins	2,008.94	Black Hills Energy, util	3,227.87
BlueCrossBlueShield, ins	47,187.35	Bomgaars, su,	2,203.28
Guardian, ins	1,733.06	John Hancock, pension	6,556.00
NE Dept. of Revenue, tax	4,118.72	NPPD, util	15,527.50
NT&T, phone	915.37	Quadiant Finance, su	1,000.00
Unum, ins	226.12	Verizon, phone	891.89
Wex Bank, fuel	6,547.30		

**GENERAL FUND**

Amazon, su	371.82	Appearra, su	359.99
Century Link, phone	56.11	Contingent Fund, su	775.00
Cornhusker Hotel, room	179.00	Dearborn Life, ins	92.88
Ecolabs, ser	75.00	Everest Reinsurance, re	90.19
Floor Maintenance, su	102.32	GreatAmerica Finance, ser	218.25
Hollman Media, ser	19.95	Holt Co Independent, ad	621.56
Island Supply Welding, su	56.40	Krier Technologies, ser	432.50
LB840 Fund, pmt	36,598.86	Scott Menish, ser	100.00
NEDEE, fees	80.00	O'Neill Shopper, ad	13.50
One Office, su	62.04	Pinnacle Bank, su	81.58
Dori Rich, clean	885.00	Schindler Electric, ser	357.39
Strope & Gotschall, fees	4,632.00	Torpin's, su	7.12

**POLICE FUND**

A&J Tire, su	432.42	Axon Enterprise, fee	375.00
Century Link, phone	63.68	Coast to Coast, su	264.70
Jackolyn Collier, clean, su	160.00	Consolidated Mgmt., fee	351.65
Contingent Fund, su	16.67	HCAS, ser	160.00
Jack's Uniforms, su	1,882.33	NE Law Enforcement, fees	250.00
O'Neill Car Wash, ser	28.50	One Office, su	62.61
Quill, su	73.65	Strope & Gotschall, fees	882.00
Sunset Law Enforcement, su	245.00		

**STREET FUND**

Appearra, su	213.08	BOKF, pmt	16,474.55
Carhart Lumber, su	94.45	Connot Tire, ser	924.00
Contingent Fund, su	15.00	Holt Co Independent, ad	26.52
Holz Lumber, su	544.10	K&K Welding, ser	41.48
Midwest Turf & Irr., su	122.49	NE Harvestore, su	168.37
Ogden's, su	215.94	Olsson, fees	11,173.48
O'Neill Electric, su	12.50	Ranchland Auto, su	5.95
Reiman's Body Shop, su	318.85	Rose Equipment, su	792.11

**SEWER FUND**

Badger Meter, su	638.60	Colonial Research, su	3,297.50
EMC Ins., pmt	1,000.00	Farmer's Pride, su	304.86
Fedex, ser	95.35	Grainger, su	139.45
HACH Co., su	313.77	Midwest Lab, ser	47.50
Olsson, fees	535.88	One Call Concepts, fees	7.16
Overhead Door, ser	108.23	Pinnacle Bank, su	6.69

Stadium Sports, su	56.50	Tax Commissioner, tax	3,481.54
Torpin's, su	16.28		
<b><u>WATER FUND</u></b>			
Badger Meter, su	638.60	City Utility Deposit, re	1,890.00
Cole Redi-Mix, su	84.00	Contingent Fund, su	177.47
Fedex, ser	197.31	Grainger, su	139.44
Lincoln Winwater Works, su	770.40	NE Public Health, tests	237.00
NE Rural Water, fees	645.00	NE Support, pmt	363.68
Niobrara Valley, util	196.54	Olsson, fees	2,614.42
One Call Concepts, fees	7.16	Overhead Door, ser	108.22
Pinnacle Bank, su	71.23	Ranchland Auto, su	64.40
Stadium Sports, su	56.50	Tax Commissioner, tax	530.80
Torpin's, su	6.82		
<b><u>SOLID WASTE FUND</u></b>			
Accounts Management, pmt	710.67	Butler Co. Landfill, fee	29,256.37
Connot Tire, ser	32.00	Fowler Heating & Air, ser	628.00
K&K Welding, su	260.35	Matheson Tri-Gas, su	34.94
Niobrara Valley, util	935.54	NMC, pmt	35,000.00
Olsson, fees	6,178.47	One Office, su	59.98
O'Neill Auto, su	98.18	Dori Rich, clean	300.00
Siouxland Scale, su	346.70	Strope & Gotschall, fees	126.00
<b><u>LB840 FUND</u></b>			
Strope & Gotschall, fees	63.00		

TIM GLEASON, WARD IV  
 BETH WALSH, WARD IV

Council member Krysl announced that she would like something drawn up that would help regulate cars plugging into camp sites at Carney Park.

Council member Krysl, on behalf of her brothers and herself, presented the City with a plaque for the past and present O'Neill St. Patrick's Day King and Queen. It is in memory of their parents Morris and Darlene Kirkpatrick.

City Clerk Sidak announced to the Council that June 4<sup>th</sup> will be the dedication of the General John O'Neill statue at the Courthouse. Time will be determined at a later date.

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

The meeting adjourned at 7:24 P.M.

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 SCOTT MENISH, MAYOR

ATTEST:  
 (SEAL)

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 SARAH SIDAK, CITY CLERK/TREASURER

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