

REGULAR MEETING

A meeting of the Mayor and City Council of Cozad, Dawson County, Nebraska was convened in open and public session at 1:00 p.m. on Tuesday, November 23, 2021 in the Council Chambers of the City Office Building at 215 West 8th Street. A copy of the Open Meetings Act is posted in the Council Chambers.

Present for the meeting were: Mayor Kloeping, City Administrator Schwanz, City Attorney Trusdale, Councilmembers: Montgomery, Kloppenborg, Leahy, Clerk Kloeping, Commissioner Weinmaster, Commissioner Fales, Commissioner Franzen.

Absent: Councilmember Olds, Police Chief Montgomery, Library Director Yocom.

Notice of the meeting was given in advance by publishing in the Tri City Trib. Advance notice and a copy of the agenda was given to members of the City Council. All proceedings hereafter shown were taken while the meeting was opened to the attendance of the public.

Mayor Kloeping opened the meeting at 1:00 p.m.

The meeting was postponed due to lack of quorum on Monday, November 22, 2021.

Montgomery moved, Leahy seconded, to open the public hearing at 1:01 p.m. Roll call vote: Yea – Kloppenborg, Leahy, Montgomery. No – None. Absent and not voting – Olds.

Kloppenborg moved, Leahy seconded, to close the public hearing at 1:02 p.m. Roll call vote: Yea – Montgomery, Leahy, Kloppenborg. No – None. Absent and not voting – Olds.

Montgomery moved, Leahy seconded, to approve Resolution 2021-28 to recommend approval to the Nebraska Liquor Control Commission on the application for Brick Street Cork and Cap dba Cork & Cap for a Class D liquor license to be operated at 619 E Street. Roll call vote – Yea – Kloppenborg, Leahy, Montgomery. No – None. Absent and not voting – Olds.

RESOLUTION NO. 2021-28
OF THE
CITY OF COZAD, NEBRASKA

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF COZAD, NEBRASKA, that:

Sec. 1. The City of Cozad has received a Class D liquor license application from Brick Street Cork and Cap LLC dba Cork & Cap.

Sec. 2. Notice of a Public Hearing on said application set for November 22, 2021 at 7:00 p.m. was published as required by law.

Sec. 3. The Cozad City Council held a public hearing concerning the application of Brick Street Cork and Cap LLC dba Cork & Cap Class D liquor license.

Sec. 4. Upon hearing it is found and determined that the liquor license of Brick Street Cork and Cap LLC dba Cork & Cap 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 23rd day of November, 2021.

ATTEST:
(SEAL)

Marcus Kloeping, Mayor

Brandi Kloeping, City Clerk/Treasurer

Kloppenborg moved, Montgomery seconded, to approve the consent agenda that included:

City Council Minutes – November 8, 8 ad hoc, & 15 special meeting

Approve payment of \$11,243.00 to COZ-HR-21 and Bates Construction for CDBG 18-HO-33060

Approve payment of \$9,112.00 to COZ-HR-18 and Bates Construction for CDBG 18-HO-33060

Approve payment of \$5,820.00 to COZ-HR-11 and Eickmeier Construction for CDBG 18-HO-33060

Approve payment of \$1,617.50 to CDS Inspections for CDBG 18-HO-33060

Approve Drawdown #20 for CDBG 18-HO-33060 - \$25,485.28

Roll call vote: Yea – Leahy, Montgomery, Kloppenborg. No-None. Absent and not voting – Olds.

Leahy moved, Kloppenborg seconded, to approve the claims: 222 HARDWARE –su- 305.73, ABILITY Network Inc. -ex- 215.76, AMERITAS LIFE INSURANCE CORP -ex- 91.00, ARNOLD INSURANCE AGENCY -ex-1468.80, Anderson Wrecking Company -ex- 215.00, BOARD OF PUBLIC WORKS – ex- 316,947.25, BOUND TREE MEDICAL su-- 220.00, CARDMEMBER SERVICES -su- 146.20, COZAD DEVELOPMENT CORPORATION – ex-23974.24, COZAD POSTMASTER -ex- 58.00, Cozad Auto Supply -su- 832.74, DANKO -su- 339.04, DAWSON AREA DEVELOPMENT – ex-6500.00, DAWSON PEST CONTROL -ex- 44.90, DEMCO INC -su- 18.00, EBSCO -su- 869.39, ECOLAB PEST ELIMINATION DIVISION -ex- 92.08, EFTPS -ex- 14941.70, Equitable Financial Lif Ins Co of Americ -ex- 97.40, GARRETT TIRES, TREADS & APPLIANCES -su- 942.04, Great Plains Uniform, LLC -su- 150.00, JENNIE SMITH -su- 36.96, KATHLEEN A LAUGHLIN CHPT 13 TRUSTEE -ex- 127.00, LEXINGTON AREA SOLIDWASTE AGEN -ex- 7144.90, LINCOLN FINANCIAL GROUP -ex- 8392.58, MICHAEL TODD & CO INC -su-877.12, NDEE- Public Water Operators -ex- 230.00, NEBRASKA DEPT REVENUE -ex- 2505.81, NEMSA -ex- 150.00, NILES MASONRY -ex- 2705.00, NSVFA – ex-140.00, Nebraska Health & Human Services System -ex- 4163.45, OLSSON ASSOCIATES – ex-11160.70, Oliver Consulting Services, Inc. -ex-200.00, POLICE OFFICERS' ASSOCIATION OF NEBRASKA -ex- 86.34, Rickey's Removal, LLC -ex- 800.00, STEPHANIE WHITSON – ex-201.15, SUN LIFE FINANCIAL -ex- 2092.20, T A S C -ex- 1463.02, TRI CITY TRIBUNE -su- 1041.35, THOMAS TWYFORD -su- 100.00, Tri City Auto Parts Inc -su- 660.00, VVS INC. -su- 233.10, White's Painting -su- 550.00, Total - 413529.95. Roll call vote: Yea – Montgomery, Kloppenborg, Leahy. No – None. Absent and not voting – Olds.

Montgomery moved, Leahy seconded, to approve new members, Melissa Baal and Scott Schmidt to the fire department. Roll call vote: Yea- Kloppenborg, Leahy, Montgomery. No-None. Absent and not voting – Olds.

Kloppenborg moved, Leahy seconded, to approve the Arnold Insurance Liability Insurance Renewal. Roll call vote: Yea –Montgomery, Leahy, Kloppenborg. No – None. Absent and not voting – Olds.

Montgomery moved, Kloppenborg seconded, to approve 2022 City Maintenance Agreement #44. Roll call vote: Yea- Leahy, Kloppenborg, Montgomery. No-None. Absent and not voting – Olds.

Leahy moved, Kloppenborg seconded, approved Resolution 2021-29 authorizing the signing of the Year-End Certification of the City Street Superintendent by the mayor and appointing David Ziska as Street Superintendent. Roll call vote: Yea- Montgomery, Kloppenborg, Leahy. No-None. Absent and not voting – Olds.

RESOLUTION 2021-29
SIGNING OF THE YEAR-END CERTIFICATION OF
CITY STREET SUPERINTENDENT 2021

Whereas: State of Nebraska Statutes, sections 39-2302, and 39-2511 through 39-2515 details the requirements that must be met in order for a municipality to qualify for an annual Incentive Payment; and

Whereas: The State of Nebraska Department of Transportation (NDOT) requires that each incorporated municipality must annually certify 9by December 31st of each year) the appointment of the City Street Superintendent(s) to the NDOT using the Year-End Certification of City Street Superintendent form; and

Whereas: The NDOT requires that each certification shall also include a copy of the documentation of the city street superintendent's appointment, i.e., meeting minutes; showing the appointment of the City Street Superintendent by their name as it appears on their License (if applicable), their License Number (if applicable), and Class of License (if applicable), and type of appointment, i.e., employed, contract (consultant, or interlocal agreement with another incorporated municipality and/or county), and the beginning date of the appointment; and

Whereas: The NDOT also requires that such Year-End Certification of City Street Superintendent form shall be signed by the Mayor or Village Board Chairperson and shall include a copy a resolution of the

governing body authorizing the signing of the Year-End Certification of City Street Superintendent form by the Mayor or Village Board Chairperson.

Be it resolved that the Mayor of City of Cozad is hereby authorized to sign the attached Year-End Certification of City Street Superintendent completed form(s).

Adopted this 23rd day of November, 2021 at Cozad, Nebraska.

Attest:

Brandi Kloepping, City Clerk/Treasurer

Montgomery moved, Kloppenborg seconded, to ratify the acceptance of W Design Associates for the Parish Hall project and to direct the Chief Elected Official to execute the required documents to move forward with the acceptance. Roll call vote: Yea - Leahy, Kloppenborg, Montgomery. No-None. Absent and not voting – Olds.

Montgomery moved, Kloppenborg seconded, to approve Resolution 2021-30 approving the City Attorney to file a civil action for the abatement of the nuisance existing at 313 West 10th Street. Roll call vote: Yea – Leahy, Kloppenborg, Montgomery. No – None. Absent and not voting – Olds.

Montgomery moved, Kloppenborg seconded, to introduce and waive the 3 reading of Ordinance 1506. Roll call vote: Yea – Leahy, Kloppenborg, Montgomery. No – None. Absent and not voting – Olds.

Ordinance No. 1506

AN ORDINANCE OF THE CITY OF COZAD, NEBRASKA, ESTABLISHING NEW DISTRICT BOUNDARIES FOR ELECTIONS WITHIN THE CITY OF COZAD; REPEALING PRIOR ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE.

Kloppenborg moved, Montgomery seconded, to adopt Ordinance No. 1506- establishing new district boundaries for election within the City of Cozad. Roll call vote: Leahy, Montgomery, Kloppenborg. No – None. Absent and not voting – Olds.

There being no further business, meeting adjourned at 1:41 p.m.

Mayor Marcus Kloepping

ATTEST:

Deputy City Clerk / Treasurer Kelly Peden