

A meeting of the Mayor and City Council of Cozad, Dawson County, Nebraska was convened in open and public session at 7:00 p.m. on Monday, September 20, 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 Kloepping, City Administrator Schwanz, City Attorney Trusdale, Councilmembers: Montgomery, Leahy, Olds, Kloppenborg, Clerk Kloepping, Police Chief Montgomery, Commissioner Weinmaster, Commissioner Franzen, Commissioner Fales.

Absent: 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 Kloepping opened the meeting at 7:00 p.m.

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

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Approve payment of \$8,520.00 to COZ-HR-16 and Eickmeier Construction for CDBG 18-HO-33060

Approve payment of \$8,880.00 to COZ-HR-08 and Eickmeier Construction for CDBG 18-HO-33060

Approve payment of \$3,985.00 to COZ-HR-02 and Fagot Refrigeration and Electric for CDBG 18-HO-33060

Approve payment of \$10,152.51 to COZ-HR-14 and Complete Roofing & Remodeling for CDBG 18-HO-33060

Approve payment of \$2,693.90 to CDS Inspections for CDBG 18-HO-33060

Approve Drawdown #22 for CDBG 18-HO-33060 - \$31,451.51

Roll call vote: Yea –Olds, Leahy, Kloppenborg, Montgomery. No – None.

Leahy moved, Montgomery seconded, to approve the claims: AFLAC -ex- 28.44, ALL POINTS COOPERATIVE -ex- 2129.95, AMERICAN FUNDS -ex- 650.00, Brandon Armagost Construction, LLC -su- 1699.00, CARDMEMBER SERVICES -su- 2126.78, COZAD COMMUNITY MEDICAL CLINIC -ex- 10.00, COZAD POSTMASTER -ex- 58.00, COZAD SERVICES – su-412.83, CULLIGAN – ex-154.64, D & M SECURITIES -ex- 166.50, DAWSON PEST CONTROL -ex- 44.90, DAWSON PUBLIC POWER DISTRICT -ex- 592.99, DEMCO INC -su - 100.87, EAKES OFFICE SOLUTIONS -su-466.74, EAKES OFFICE SOLUTIONS – su-248.30, ECOLAB PEST ELIMINATION DIVISION -ex- 92.08, EFTPS -ex- 13451.78, GARRETT TIRES, TREADS & APPLIANCES -su- 469.15, ISLAND SUPPLY WELDING CO -su-19.84, JACK'S UNIFORMS & EQUIPMENT -su- 207.54, JACK'S WELDING LLC – su-218.60, JOHN DEERE FINANCIAL –su- 1411.52, KATHLEEN A LAUGHLIN CHPT 13 TRUSTEE -ex- 127.00, KNAPP ELECTRIC INC -su- 217.00, Rex Kotschwar – ex-420.00, LEAGUE OF MUNICIPALITIES -ex-110.00, LEXINGTON AREA SOLIDWASTE AGEN -ex- 9047.30, LINCOLN FINANCIAL GROUP -ex- 7764.02, MEAD LUMBER CO INC -su- 5401.44, MICROFILM IMAGING SYSTEMS -su- 70.00, MID-PLAINS COMMUNITY COLLEGE -ex- 175.00, MIKE'S ELECTRIC -su- 63.64, MicroMarketing LLC – 42.92, NEBRASKA DEPT REVENUE – ex-2442.31, NEBRASKA LAW ENFORCEMENT -ex- 17.95, NEBRASKA PLANNING & ZONING ASSN -su-190.00, NORTH PLATTE KUBOTA -su- 3790.00, Ne State Fire Marshall Agency -ex- 72.00, OLSSON ASSOCIATES -ex- 1264.41, OVERDRIVE -su- 18.39, Oliver Consulting Services, Inc. -su- 250.00, PAPER TIGER SHREDDING -ex- 40.00, PAULSEN INC -su- 494.03, PLATTE VALLEY COMMUNICATIONS INC – ex-1736.48, REAMS -su- 1295.53, REGISTER OF DEEDS -ex- 10.00, SANDRY FIRE SUPPLY LLC -su- 8083.50, SUN LIFE FINANCIAL -ex-1623.94, Sanitation Fund -ex 208000.00, T A S C – ex-1713.02, THE FEED STORE INC -su- 3734.70, TRACTOR SUPPLY CREDIT PLAN -su- 276.97, TRI CITY TRIBUNE -su- 920.90, TRI-POINT TREE & LANDSCAPING LLC -ex- 31250.00, THOMAS TWYFORD -su 35.25, VAN DIEST SUPPLY COMPANY -su- 585.00, WEX BANK -ex- 2861.80, Total - 318904.95. Roll call vote: Yea – Kloppenborg, Olds, Montgomery, Leahy. No – None.

City Attorney Trusdale swore in Officer Joshua Richie.

Olds moved, Leahy seconded, to introduce and waive the 3 reading of Ordinance 1504 regarding amending section 31-09 regarding tree board and management of the community tree program. Roll call vote: Yea – Kloppenborg, Montgomery, Leahy, Olds. No – None.

Ordinance No. 1504

AN ORDINANCE OF THE CITY OF COZAD, DAWSON COUNTY, NEBRASKA, AMENDING SECTION 31-09 REGARDING TREE BOARD AND MANAGEMENT OF THE COMMUNITY TREE PROGRAM; REPEALING PRIOR ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE.

Olds moved, Montgomery seconded, to approve Ordinance 1504. Roll call vote: Yea –Leahy, Kloppenborg, Montgomery, Olds. No – None.

Montgomery moved, Olds seconded, to approve the digger truck purchase from Altec for \$241,233. Roll call vote: Yea –Leahy, Kloppenborg, Olds, Montgomery. No – None.

Leahy moved, Montgomery seconded, to approve the soil vac purchase from Ditch Witch for \$81,855. Roll call vote: Yea –Olds, Kloppenborg, Montgomery, Leahy. No – None.

Olds moved, Kloppenborg seconded, to approve Resolution 2021-24. Roll call vote: Yea –Leahy, Montgomery, Kloppenborg, Olds. No – None.

RESOLUTION NO. 2021-24

The City Council of the City of Cozad (hereinafter the City) is engaged in a Nuisance Abatement Process; and

WHEREAS, the City has appointed West Central Nebraska Development District, Inc. (WCNDD) as Nuisance Officer; and

WHEREAS, WCNDD has identified and confirmed that in its opinion a nuisance exists as defined by Federal, State, and City law; and the City Council, at a regular meeting, identified nuisance properties, supported by evidence; and

WHEREAS, WCNDD now has evidence that the nuisance violations declared in Ordinance No. 1485, is abated and the properties cleared of nuisances.

NOW THEREFORE, BE IT RESOLVED, that the City of Cozad rescinds Resolution No. 2021-8 specific to the following properties:

2021 COZ 23MP – 212 Sunrise Road
2021 COZ 36MP – 204 South F Street
2021 COZ 42MP – 11 Birch Lane
2021 COZ 46MP – 1023 Maple Street

PASSED THIS 20TH DAY OF SEPTEMBER 2021.

ATTEST:

Mayor Marcus Kloeping

City Clerk Brandi Kloeping

Montgomery moved, Leahy seconded, to approve motion to abate 2021 COZ 076 – 1317 J Street. Roll call vote: Yea – Olds, Kloppenborg, Leahy, Montgomery. No – None.

Cody Fenwick with West Central Nebraska Development District would like to move the motion to impound in place to the next agenda on October 4.

Olds moved, Montgomery seconded, to approve Resolution 2021-25. Roll call vote: Yea – Leahy, Kloppenborg, Montgomery, Olds. No – None.

RESOLUTION NO. 2021-25

WHEREAS, the City of Cozad, Nebraska recognizes that a properly functioning sanitary sewer system is necessary to the health and welfare of the citizens of the CITY; and

WHEREAS, the Mayor and CITY Board of Trustees have determined that portions of the CITY sanitary sewer system are in need of significant repair and improvement; and

WHEREAS, funding for the cost of the repair and improvement of portions of the CITY sanitary sewer system may be obtained by loan from the Nebraska Department of Environment and Energy, subject to certain requirements and obligations;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and CITY Board of Trustees of the City of Cozad, Nebraska that they should execute the contract for loan between the Nebraska Department of Environment and Energy and the City of Cozad, Nebraska designated as Project No. C318050, incorporated by reference into this Resolution as if fully set forth; and

BE IT FURTHER RESOLVED, Marcus Kloeping, Mayor, is hereby directed to execute the Agreement and all other documents necessary to facilitate the Loan between the Nebraska Department of Environment and Energy and the City of Cozad, Nebraska for the purpose of repairing and improving the CITY sanitary sewer system; and

BE IT FURTHER RESOLVED THAT Brandi Kloeping, Clerk, be authorized and directed to sign all necessary documents, to furnish such assurances to the State of Nebraska as may be required by law or regulations, and to receive payment on behalf of the applicant.

PASSED AND APPROVED THIS 20th day of September, 2021

Mayor Marcus Kloeping

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 20th day of September, 2021.

City Clerk Brandi Kloeping

Leahy moved, Kloppenborg seconded to approve Resolution 2021-26. Roll call vote: Yea – Olds, Montgomery, Kloppenborg, Leahy. No – None.

RESOLUTION NO. 2021-26

WHEREAS, the City of Cozad, Nebraska recognizes that a properly functioning Public Water System is necessary to the health and welfare of the citizens of the CITY; and

WHEREAS, the Mayor and CITY Board of Trustees have determined that portions of the CITY Public Water System are in need of significant repair and improvement; and

WHEREAS, funding for the cost of the repair and improvement of portions of the CITY Public Water Systems may be obtained by loan from the Nebraska Department of Environment and Energy, subject to certain requirements and obligations;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and CITY Board of Trustees of the City of Cozad, Nebraska that they should execute the contract for loan between the Nebraska Department of Environment and Energy and the City of Cozad, Nebraska designated as Project No. D311665, incorporated by reference into this Resolution as if fully set forth; and

BE IT FURTHER RESOLVED, Marcus Kloeping, Mayor, is hereby directed to execute the Agreement and all other documents necessary to facilitate the Loan between the Nebraska Department of Environment and Energy and the City of Cozad, Nebraska for the purpose of repairing and improving the CITY Public Water System; and

BE IT FURTHER RESOLVED THAT Brandi Kloeping, Clerk, be authorized and directed to sign all necessary documents, to furnish such assurances to the State of Nebraska as may be required by law or regulations, and to receive payment on behalf of the applicant.

PASSED AND APPROVED THIS 20th day of September, 2021

Mayor Marcus Kloeping

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 20th day of September, 2021.

City Clerk Brandi Kloeping

There being no further business, meeting adjourned at 7:28 p.m.

Mayor Marcus Kloeping

ATTEST:

City Clerk / Treasurer Brandi Kloepping