

Yutan City Council
Tuesday, August 16, 2022
7:00 p.m. – Yutan City Hall

EXTRACT FROM MINUTES OF A REGULAR MEETING OF THE MAYOR AND CITY COUNCIL OF THE CITY OF YUTAN, IN THE COUNTY OF SAUNDERS, STATE OF NEBRASKA HELD AT THE CITY OFFICE IN SAID CITY ON THE 16th DAY OF AUGUST 2022, AT 7:00 p.m.

Notice of the meeting was given in advance thereof by posting notice, a designated method for giving notice, as shown by the Affidavit of Publication and Certificate of Posting Notice attached to these minutes. Notice of this meeting was given to Mayor Egr and all members of the Yutan City Council, and a copy of their acknowledgment of receipt of notice and the agenda is attached to these minutes. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Meeting was called to order at 7:00 p.m. by Mayor Egr. Councilmembers Thompson, Beck, Kelly, and Peterson were present. Mayor Egr informed all the individuals present of the location of the Open Meetings Act and Code of Conduct. Mayor Egr then opened the meeting with the Pledge of Allegiance.

1) **Consent Agenda**

- a. Approve Minutes of July 19, 2022, Regular Meeting.
- b. Treasurer's report
- c. **Claims: Claims: Andy's Tree & Lawn Service \$1,700.00; Badger Meter \$1135.68; Biblionix \$800.00; Boggs, Megan \$62.50; Brase Electrical \$1,204.33; Canon Financial Services, Inc. \$106.00; Capital Business Systems, Inc. \$134.75; Cardmember Service \$1,650.57; Colonial Research \$2,126.78; Cubby's, Inc. \$834.04; Culligan of Omaha \$85.25; Data Shield \$45.00; Demco \$130.17; Drop In Portables \$652.70; Eakes Office Solutions \$319.53; Eckery, Ryan \$100.00; ECS Technology Solutions \$516.99; Engel, Vicki \$250.00; First State Insurance Agency \$121.00; Frontier Cooperative \$19.50; Gretna Sanitation Inc \$67.20; IBTS \$200.00; Internal Revenue Service \$541.09; Jeff Subbert Irrigation \$1,247.23; JEO \$10,360.00; John Deere Financial \$769.99; Konecky Oil \$553.96; The Lincoln National Life Insurance Company \$318.33; Loveland Grasspad \$137.44; Midtown Plumbing \$32,762.64; Nebraska Library Commission \$500.00; One Call Concepts, Inc. \$17.94; OPPD \$4,877.20; Payroll \$27,166.95; Pitney Bowes Purchase Power \$294.11; Railroad Management Company III, LLC. \$313.34; Site One Landscape Supply \$210.07; Southeast Nebraska Development District \$1,979.00; SYNCB/Amazon \$1,854.50; Ty's Outdoor Power & Service \$80.56; TASC \$432.00; US Cellular \$77.08; USPO \$198.88; Wahoo-Waverly-Ashland Newspapers \$138.15; Wiese Plumbing & Excavating \$522.60; Woster, Luke \$357.50. Total without payroll: \$74,477.59; total with payroll: \$101,644.54.**
- d. A motion to approve the consent agenda was made by Thompson and seconded by Kelly. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.

2) **Open Discussion from the Public**

- a. Ken Davis requested people speak up so he can hear them because he has a hearing impediment.
- b. Justin Barney supports rock being used for off-street parking.
- c. Dwight Thompson agrees that rock will be good for parking and water will permeate it.
- d. Kevin Bradford supports the Planning Commission's recommendation for off-street parking.
- e. Will Smith says water will drain through rock, but council needs to differentiate between old town and new town because the lots are so different.
- f. Brett Lawton supports parking on gravel and rock.
- g. Kevin Shae agrees that rock will not compact, and water will drain through.
- h. Elizabeth Barney is unhappy with the council's decision on not allowing chickens in town. She thinks they should be ashamed of their decision to turn it down because 140 people supported having chickens. She has a problem with Thompson Construction being paid by the city because Matt Thompson is on council. Mayor Egr clarified there is no relation between the two.

3) **Presentations from Guests**

- a. None

4) **Ordinances and Public Hearings**

- a. Ordinance 793 – Adding Additional Options for Off-street Parking
 - i. City Administrator Heaton informed all present that current ordinances do not prohibit off-street parking in town. The only current reference to parking is a requirement of pavement. This ordinance would add language that allows for the use of rock for off-street parking. All parking surfaces that are reconstructed over 50% will be required to be paved.
 - ii. A public hearing was opened by Mayor Egr at 7:20 p.m. Kevin Bradford is concerned that limiting parking to 20-25% of the front yard limits parking for residents. Heaton said other comparable towns allow 35-50% and Councilperson Thompson feels this is more reasonable. Justin Barney said if people take care of where they park using rock should be fine. Will Smith would like the ordinance adjusted to differentiate between regulations in old and new town. Councilperson Peterson would like secondary parking to be required to be parallel to the existing driveway. Ken Davis agrees this will look better. The public hearing was closed at 7:23 p.m.
 - iii. A motion to approve the first reading of Ordinance 793 was made by Thompson and seconded by Beck. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.
- b. Ordinance 794 – Defining Lot Coverage to Include Paved & Compacted Rock Areas (2nd reading)
 - i. City Administrator Heaton informed all present that this ordinance goes together with Ordinance 793 and addresses a green space requirement. It would maintain the green space coverage of 40% and would not change structure requirements.
 - ii. A public hearing was opened by Mayor Egr at 7:23 p.m. Kevin Bradford would like a compromise that white rock does not count against green space. He has rock in his yard and if it counts against green space, he will have to build a

smaller garage. Councilmember Peterson is concerned people could take this and rock their whole yard. Will Smith said this also affects old town differently than new town. Councilmember Thompson suggested adding language to protect houses built before 1974. The public hearing was closed at 7:27 p.m.

- iii. A motion to approve the second reading of Ordinance 794 was made by Thompson and seconded by Beck. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.
- c. Ordinance 795 – Updating Utility Rates (3rd Reading)
 - i. City Administrator Heaton informed all present that no changes from previous readings have been made to this ordinance. The average increase a citizen should see on their utility bill is \$1.50.
 - ii. A motion to approve Ordinance 795 was made by Thompson and seconded by Peterson. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.

5) Resolutions

- a. None

6) Other Action Items

- a. Consideration of Pay Application 2 from Midtown Plumbing
 - i. City Administrator Heaton informed all present that 157 new transmitters have been installed to date for the meter project. The bulk of change outs should be done by November 1. This pay application is for the work that has been completed.
 - ii. A motion to approve pay application 2 in the amount of \$16,769.41 from Midtown Plumbing was made by Thompson and seconded by Kelly. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.
- b. Consideration of Pay Application for Valve Repair by Thompson Construction
 - i. City Administrator Heaton informed all present that this pay application should close out payments for last year's water main project and repairs.
 - ii. A motion to approve the pay application in the amount of \$32,300.00 for valve repair by Thompson Construction was made by Peterson and seconded by Thompson. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.
- c. Consideration for the use of ARPA funds for a GIS system with JEO
 - i. City Administrator Heaton informed all present that there is an estimate in the council packet from JEO for the proposed GIS system. The city currently uses Saunders County GIS, and this would be more comprehensive. The utilities staff would be able to use an iPad to track zoning, maintenance, stop box locations, pipe sizes, manhole cover locations, and more. Councilperson Thompson inquired about the yearly maintenance. Heaton explained the maintenance for the iPad is \$650.00 per year and the cost of map maintenance fluctuates. Councilperson Thompson asked if this can be linked with parcel info through Saunders County. Heaton said he will check.

- ii. A motion to approve the use of ARPA funds for a GIS system with JEO was made by Thompson and seconded by Peterson. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.

7) Discussion Items

- a. City Administrator Heaton informed all present that the area behind Timbercrest was surveyed and marked to identify which citizens have personal property on city property. He said not many houses have items on city property and the ones that do are maintained and do not pose a threat to safety. The city needs to maintain some of the areas better and a few homeowners need to maintain their adjacent lots better. A survey in Itan to review the same issue is forthcoming.

8) Supervisor's Reports

- a. Library Director's report was submitted.
- b. Police Chief's report was submitted.
- c. Utilities Superintendent's report was submitted. Superintendent Woster noted there was a coliform hit on the water test at the maintenance shed but repeat tests have been okay.
- d. City Administrator's report was submitted and reviewed. City Administrator Heaton noted Woster is working on a grant for security at the wells, shop, and water tower. A grant was approved for 10 shade trees in town and community support is a requirement to receive the trees.

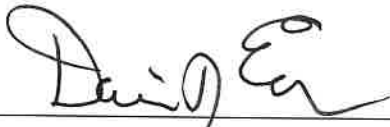
9) Items for Next Meeting Agenda

None

A motion to adjourn the meeting was made by Thompson and seconded by Peterson. Upon roll call, vote was as follows YEA: Thompson, Kelly, Beck, and Peterson NO: None. Motion carried.

Meeting Adjourned at 7:49 p.m.

Next Regular Council Meeting September 20, 2022 at 7:00 p.m.



Darin Egr, Mayor



Rachelle K. Gay, City Clerk-Treasurer

