

The Hartington City Council met for a public hearing and their regular meeting on June 13, 2023 at city hall beginning at 5:00 P.M. Notice of time and place of the meeting was given in advance notice by posting. Notice of time and place of the meeting was communicated in the advanced notice to the mayor and council.

Present were Mayor Becker; Councilman Bartling, and Kathol ; City Clerk-Treasurer de Waal and Brittnei Bencoter. Councilman Christensen and Sudbeck; Deputy Clerk Hines; and Legal Advisory Pier was absent.

Mayor Becker opened the public hearing for Final Plat for Leise Addition, Lot 1 at 5:00 P.M. Rob Dump asked for clarification of the Plat and Councilman Bartling explained the plat. There were no questions from the public, so Mayor Becker closed the hearing at 5:01 P.M.

Mayor Becker called the regular meeting to order at 5:01 P.M., followed by all present reciting the Pledge of Allegiance. He announced that the open meeting law poster was on the back wall of the council room and reminded all present to silence their cell phones.

Building permits for Regg Gaden-Shed, Grant Howell-Deck, Tim Loberg-Garage with living quarters, and Louis Bencoter Jr.-house, were presented. Councilman Kathol questioned Tim Loberg's ability to put only a garage on the lot and Tim Loberg clarified that the garage would have living quarters in it as well which was in accordance with the city ordinance. A motion to approve the building permits was made by Councilman Bartling and seconded by Councilman Kathol. A roll call vote was taken. Bartling –yes, Kathol – yes, Becker –yes. Motion carried.

The sign permit for Grossenburg Implement was presented and reviewed. Grossenburg Implement is asking to remove the existing logo and replace with bigger John Deere logo and letterset. A motion to approve the permit was made by Councilman Bartling and seconded by Councilman Kathol. A roll call vote was taken. Bartling –yes, Kathol – yes, Becker –yes. Motion carried.

Louis Bencoter Jr. approached City Council to get approval to install a septic tank on the property of 613 S Madison Ave with his new home construction. Ron Dump asked for clarification and Councilman Bartling explained that due to the distance the property is from the septic line, the city would have to install a lift station and allowing Louis Bencoter Jr. to install a septic tank saves the cost to the city. A motion to approve the installation of a septic tank at 613 S Madison Ave was made by Councilman Bartling and seconded by Councilman Kathol. A roll call vote was taken. Bartling – yes, Kathol – yes, Becker – yes. Motion carried.

The May 2023 Cedar County Sheriff's Report was distributed by Deputy Zimmer. There were 337 ¼ hours patrolled. School traffic was 2 ¼ hours. Calls of service were 1 Coroner Call, 1 accident, 3 disturbances, and 1 noise complaint. Traffic stops were 0 verbal warning, 3 written warnings, and 1 citation. There was 1 arrest made.

Resolution 20230612 – Abatement of Public Nuisance was introduced by Councilman Kathol. A motion to adopt the resolution was made by Councilman Bartling and seconded by Councilman Kathol. A roll call vote was taken. Bartling – yes, Kathol – yes, Becker – yes. Motion carried.

The Naming Rights and Sponsorship Agreement was presented and reviewed by the council. Security Bank will contribute the sum of \$32,425 to the city in return for the right of Security Bank's name being listed on the new electronic scoreboard located at the Hartington Community Complex. Mayor Becker thanked Security Bank for their donation. A motion to approve the agreement was made by Councilman Kathol and seconded by Councilman Bartling. A roll call vote was taken. Bartling – yes, Kathol – yes, Becker – yes. Motion carried.

A fireworks permit was presented and reviewed from Fly By Night Fireworks, LLC. A motion was made to approve the permit by Councilman Bartling and seconded by Councilman Kathol. A roll call vote was taken. Bartling – yes, Kathol – yes, Becker – yes. Motion carried.

The Interlocal Agreement Outdoor Warning Sirens was presented and reviewed by the council. The agreement gives the legal authority for the Cedar county Emergency Management to activate the outdoor warning sirens when necessary. A motion to approve was made by Councilman Bartling and seconded by Councilman Kathol. A roll call vote was taken. Bartling – yes, Kathol – yes, Becker – yes. Motion carried.

Resolution 20230612A–Approving An Interlocal Agreement between Cedar County Nebraska, and all the cities, villages, rural fire districts, and fire departments located with Cedar County Nebraska geographical boundaries was introduced by Councilman Kathol. A motion to adopt the resolution was

made by Councilman Bartling and seconded by Councilman Kathol. A roll call vote was taken. Bartling – yes, Kathol – yes, Becker – yes. Motion carried.

Resignation letter by Tamara Pedersen from the Hartington Ambulance Squad was presented to the council. Mayor Becker thanked Tamara Pedersen for her service to the community of Hartington. A motion to approve was made by Councilman Bartling and seconded by Councilman Kathol. A roll call vote was taken. Bartling – yes, Kathol – yes, Becker – yes. Motion carried.

Brittini Bencoter discussed with the Council the Hartington Economic Develop Group's LB840 drawdown request. The Hartington Economic Development requests a drawdown of \$2,393 for JEO engineering to New Industrial Park and Fence removal on New Industrial Park. A motion to approve the LB840 Drawdown was made by Councilman Bartling and seconded by Councilman Kathol. A roll call vote was taken. Bartling – yes, Kathol – yes, Becker – yes. Motion carried.

The LB840 Loan Application #20230612 was tabled. A motion to table the loan application was made by Councilman Bartling and seconded by Councilman Kathol. A roll call was taken. Bartling –yes, Kathol – yes, Becker – yes. Motion carried.

Baylor Bestgen with JEO reviewed the One and Six Year Plan for the Road Program with the city council. He explained the One and Six Year Plan is for the state highway allocation funds which is connected with the lane mile report for each city and has to be updated to show accounting of where to spend the money. He stated the adoption would need to be made at the September, 2023 council meeting and he would be available to review any questions the Council had on the One and Six Year Plan. There were no questions by the Council at this time.

The next item on the agenda was a request from Mike and Karil Adams to block Oak Avenue from the intersection of Main Street to the alley just south of their property on July 1, 2023 for a private celebration. A motion to approve the request was made by Councilman Kathol and seconded by Councilman Bartling. A roll call was taken. Bartling – yes, Kathol – yes, Becker – yes. Motion carried.

Dan Kathol would like the City of Hartington to open a checking account for the Vets Memorial; Veterans Memorial Maintenance Fund. Clerk de Waal explained to the Council that the purpose of the account would be to deposit donations received into the account and to pay any expenses for the Vets Memorial with the account. The account will be set up in the same manner as the city's other checking accounts and a copy of the bank statement would be provided to Dan Kathol each month. A motion to approve the set up of the Vets Memorial Maintenance Fund checking account was made by Councilman Kathol and seconded by Councilman Bartling. A roll call was taken. Bartling – yes, Kathol – yes, Becker – yes. Motion carried.

The appointment of Brittini Bencoter as City Clerk-Treasurer was discussed next. A motion to approve the appointment was made by Councilman Bartling and seconded by Councilman Kathol. A roll call vote was taken. Bartling – yes, Kathol – yes, Becker – yes. Motion carried.

Resolution 2023612B-Bank Authorization for Brittini Bencoter to replace Daniella de Waal on the city bank accounts was reviewed by Council. Motion to approve the request was made by Councilman Bartling and seconded by Councilman Kathol. A roll call vote was taken. Bartling – yes, Kathol – yes, Becker – yes. Motion carried.

Department Reports:

Park – Council Kathol presented the meeting minutes from the Annual Parks Walk-Thru that took place on April 23, 2023. He stated the woodchips under the playground equipment needed to be replaced. Councilman Bartling stated that had been done.

Pool –Council Bartling addressed the fiberglass issues at the pool and stated that they put an epoxy coating over the grates to help the problem.

Complex/Auditorium – Councilman Sudbeck: Absent.

Fire/Ambulance– Councilman Christensen: Absent.

General – Mayor Becker: None

Steve Pier: Absent

Clerk de Waal: Informed the council today was her last day, she has written a manual for clerk and deputy clerk duties, and she will be available to help new Clerk Bencoter as needed. Mayor Becker

stated he appreciates her help and everything she has done for the city along with the training she has completed.

Deputy Clerk Hines: Absent

The next item on the agenda was library information provided by Tami Anderson. Mayor Becker stated himself and Councilman Kathol have met with Tami Anderson over concerns of compensation and they are trying to work through that. He stated our libraries are one of the top libraries and the Council wants her to be compensated in that manor and are trying to find comparisons like our library that wins awards and is good like ours to find a benefit package to compare and compensate Tami Anderson.

Public Comments: Louis Bencotter Jr. wanted to clarify with the Council that the new Plat being done on the property East of the school, which was recently purchased by Bencotter Construction LLC, and is currently being reviewed by the Planning and Zoning committee, was not for any zoning changes, but that he was just getting rid of old multiple lotted areas and combing everything into two lots. Joyce Gentrup was present and had questions regarding the notice she received for the Bencotter Addition behind her home. Clarification was provided by Louis Bencotter Jr.

The following bills were presented for payments:

General: EMC Insurance Companies 8137.38, Eakes Office Solutions 108.99, Floral Designs 138.93, Kennedy, Pier, Loftus & Reynolds, LLP 770.00, Northeast Nebraska News Company 260.40.

Streets: Blue Cross/Blue Shield of Nebraska 1,815.49, Bank of Hartington 2,635.22, Bomgaars 619.93, Carhart Lumber Company .84, Colonial Life 40.83, EMC Insurance Companies 1,241.04, Farmers Union Coop Gas & Oil 979.44, Fischer Feed & Supply 456.50, Franklin Templeton Investor Services, LLC 675.31, Grossenburg Implement 2,133.97, Hartington Auto & Truck Parts, Inc. 107.16, Kruse True Value 17.27, Northeast Nebraska News Company 538.50, U.S. Cellular 75.40, Usable Life 14.50, Wiechelman's Repair Shop 12.78.

Water: D & J Variety 58.72, EMC Insurance Companies 930.80, Hartington Shopper 131.63, Northeast Department of Environment and Energy 13,064.85, Northeast Public Health Environment Lab 66.00, One Call Concepts, Inc. 22.23, Peitz Service 188.18, Plumbing & Electric 14,957.00.

Sewer: Bomgaars 99.94, EMC Insurance Companies 1,339.78, Fischer Feed & Supply 39.00, Hartington Shopper 131.63, Corey Kramer 124.45, Midwest Laboratories, Inc. 436.57, Northeast Department of Environment and Energy 28,697.28, One Call Concepts, Inc. 22.23, Plumbing & Electric 16,102.00, Wied-N-Ridge 4,424.00, Wiechelman's Repair Shop 67.95.

Sanitation: Blue Cross/Blue Shield of Nebraska 1,217.74, Bank of Hartington 83.33, Chris Brummels 50.72, Colonial Life 194.49, EMC Insurance Companies 1,142.33, Scott Fischer 60.29, Franklin Templeton Investor Services, LLC 769.38, Hartington Auto & Truck Parts, Inc. 106.47, Hartington Shopper 131.64, L.P. Gill, Inc. 8,867.88, Rob and Cheri Morten 70.00, Pomp's Tire Service, Inc. 219.00, Peitz Service 260.91, Stop N Go 625.30, Sandra Shunkwiler 63.43, Usable Life 29.00.

Fire: Dearborn National Life Insurance Company 264.56, Danko Emergency Equipment Company 447.00, EMC Insurance Companies 493.60, Emergency Medical Products 295.00, Farmers union Coop Gas & Oil 88.95, Grossenburg Implement 518.76, Keith's Package Liquor 28.77, Leise Lawn Care 240.00, Peitz Service 482.11, Tri-State Turf & Irrigation, LLC 155.00, Weichelman's Repair Shop 895.00, Yankton Janitorial Supply, Inc. 79.00.

Police: Cedar County Sheriff 13,532.54.

Ambulance: Burnell's Foodtown 59.35, Crystal Eickhoff 172.12, EMC Insurance Companies 324.37, Emergency Medical Products 218.48, Farmers Union Coop Gas & Oil 128.61, Matheson Tri-Gas 55.12, Northeast Community College 560.00, Stop N Go 80.82, Tri-State Communications, Inc. 25.00, U.S. Cellular 186.70.

Cemetery: Cedar Knox Rural Water 53.00.

Recreation: Bryan Rock 2,228.33, Kruse True Value 12.28, Kathol Turf 3,525.00, Tri-State Turf & Irrigation, LLC 436.00.

Pool: Art Kathol Appliances, Inc. 2,642.11, Bomgaars 3.78, Burnell's Foodtown 70.57, Hawkins, Inc. 3,863.15, Hartington Shopper 243.00, Kruse True Value 183.34, Plumbing & Electric 208.00, Tekamah Swim Team 25.00, Wayne Swim Meet 25.00.

Parks: Bomgaars 464.03, Carhart Lumber Company 58.83, Central Valley Agriculture 271.03, Farmers Union coop Gas & Oil 255.71, Hartington Tree 5,127.50, Kruse True Value 37.79, Leise Concrete 70,822.00, Martin's Flag Company Inc. 415.63, Plumbing & Electric 76.94, Roman Sudbeck 1,571.79, Wiechelman's Repair Shop 12.45, X-Pert Lawn and Landscaping 1,300.00.

Complex: Bomgaars 30.23, Carhart Lumber Company 94.89, Daktronics 30,365.00, Farmers Union Coop Gas & Oil 252.18, Grossenburg Implement 156.03, Kruse True Value 75.25, Mayer Sign, Inc. 2,969.50, Randy Kathol Construction 79.44, Tri-State Turf & Irrigation, LLC 1,689.00, X-Pert Lawn and Landscaping 1,700.00, Yankton Janitorial Supply, Inc. 323.00.

Library: Blue Cross/Blue Shield of Nebraska 5,853.72, Bank of Hartington 333.34, Burnell's Foodtown 13.98, D & J Variety 180.88, Demco 527.43, Eakes Office Solutions 120.09, Franklin Templeton Services, LLC 505.92, Hartington Chamber of Commerce 45.00, Hometown Leasing 53.40, Ingram 572.04, Kruse True Value 67.36, Midwest Tape 80.19, Usable Life 29.00, X-Pert Lawn and Landscaping 350.00.

City Hall: Blue Cross/Blue Shield of Nebraska 570.37, Bank of Hartington 83.33, Colonial Life 219.36, D & J Variety 126.97, Eakes Office Solutions 150.41, Dixie Fischer 100.00, Franklin Templeton Investor Services, LLC 529.26, Hometown Leasing 62.05, Premier Lawn & Landscaping 525.00, Usable Life 13.50.

Auditorium: Appeara 63.56.

Economic Development: Eakes Office Solutions 60.33, Franklin Templeton Investor Services 310.66, Hometown Leasing 31.02, USABLE LIFE 14.50.

Transfer Station: Bomgaars 11.27, Deere Credit, Inc 461.28, EMC Insurance Companies 493.60, Grossenburg Implement 116.49, Gill Hauling, Inc. 1,564.92, Hartington Auto & Truck Parts, Inc. 15.47, Jerry's Service 974.01, Olson's Pest Technicians 75.00, Peitz Service 117.15.

Total payroll for the month of May 2023 was \$69,744.79.

A motion by Councilman Bartling was made to pay the bills and was seconded by Councilman Kathol. A roll call vote was taken. Bartling –yes, Kathol – yes, Becker – yes. Motion carried.

A motion to adjourn was made by Councilman Bartling and seconded by Councilman Kathol. A roll call vote was taken. Bartling – yes, Kathol – yes, Becker – yes. Motion carried. The meeting was adjourned at 5:36 PM. The next scheduled meeting is June 26, 2023.

Respectfully Submitted,

Brittini Bencoter
City Clerk-Treasurer