

City of Gretna, Nebraska  
City Council  
March 19, 2019

A meeting of the Gretna City Council was held on March 19, 2019. Mayor Timmerman announced that the open meetings laws is located in the back of the room. The Mayor called the meeting to order. Absent: Angie Lauritsen, Present: Logan Herring, Jason Stahr, and Bill Proctor. Notice of the meeting was given in advance thereof to the Mayor and City Council, published in the Gretna Guide and posted in at least three Public places as shown by the Certificate of Posting Notice attached to these minutes. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the Public.

**CONSENT AGENDA AND INFORMATIONAL REPORTS**

- A) Approval of Consent Agenda – Motion to Approve:
- 1) Approval of Agenda for March 19, 2019
  - 2) Approval of Council Minutes, March 5, 2019
  - 3) Approval of Claims

Claims

A&M ex 590.00; A Bush ex 153.90; Advncd Ofc ex 73.03; AFLAC ex 879.30; Aqua-Chem ex 780.21; Ashlnd Auto ex 202.58; Big Rig Rpr ex 2,989.46; Bkr & Tylr ex 2,086.72; Bick Hls ex 1,606.31; Bobcat ex 1,390.80; Brgnkdv ex 8,957.00; C Manzitto ex 123.23; Chico's Rtl ex 2,625.56; Cllgn ex 112.90; Cmft Inn ex 199.90; Cmmns SlS & Serv ex 380.26; Cntr Pnt Lrg ex 86.88; Core Tech ex 3,151.38; Cox ex 327.44; Cpl Chevy ex 31.28; Crdt Mngmt ex 4.43; Crl Cnstrn ex 2,750.00; Crnhskr Intl ex 2,435.93; D Diehm ex 19.00; D Giittinger ex 195.11; Exec Jntrl ex 260.00; Frmrs Un ex 413.74; Grtn Ace ex 302.36; Grtn Gas & Lb ex 5,235.15; Grtn Gde & Nws ex 770.18; Grtn PO ex 13.70; Grtn Pyrl ex 51,279.77; H&H Lwn ex 3,125.00; Heim Tool ex 172.62; Indr Clmt Slnts ex 170.00; Inspro ex 179.00; J Keepers ex 372.27; J Krajicek ex 900.00; J Nielsen ex 19.00; JDW Mdwst ex 3,105.00; JEO ex 3,780.00; K Koozer ex 257.00; Lowe's ex 251.48; M Nelson ex 4.18; Mcknys ex 491.53; Md-Amrn Brnfts ex 50.00; Md-Cn Sys ex 1,003.23; Mdwst Lab ex 255.77; Mdwst Tape ex 535.44; Menards ex 19.99; Mike's ex 259.85; Mrtn Mrtt Mtrls ex 328.07; Muni Sply ex 250.62; NE Lib Assoc ex 235.00; NE Sgn & Cvr ex 840.00; NE Slit & Grn Co ex 3,399.78; NMC ex 78.66; NW Elec ex 461.15; Occ Hlth Ctr ex 64.00; OCLC ex 87.01; Off Dpt ex 282.46; Olm & Pry ex 29,845.00; One Cl Cncpt ex 88.83; OPPD ex 24,177.77; O'Reilly ex 659.77; OWH ex 1,385.71; Pinn Bnk ex 3,261.26; Prairie Cnstrn ex 212,969.85; Quill ex 220.91; Reinig Prop ex 58.98; S Moultroup ex 21.00; Slp Lwn Cr ex 2,382.40; Sltn One ex 25.13; Spde Mrt ex 2,194.69; Srgnt Drllng ex 7,442.40; Srpy Co Plng & Bldg ex 2,456.20; T Tisdall ex 257.00; Ty's ex 144.56; UNUM Ins ex 148.95; USA BI Bk ex 690.77; Wells Frgo ex 439.00; Yng & Wht ex 4,368.85; Total ex 404,644.65

Motion by Logan Herring, seconded by Jason Stahr to approve consent agenda. Motion carried. Herring: Yea, Proctor: Yea, Stahr Yea: Yea: 3, Nay: 0, Absent: 1

**PRESENTATIONS**

The Sarpy County Sheriff's Department representative did not attend the meeting.

Gene Garrelts representing the firm of BergankDv presented the 2018 Fiscal Year Audit to the Mayor and City Council

Andrew Rainbolt, representing the Sarpy County Economic Development Corporation, presented their quarterly report.

### **ORDINANCES & RESOLUTIONS**

Ordinance 2041 – Amending the Water and Sewer Rates  
City Attorney Jeff Miller read the Ordinance by title.

#### Ordinance No. 2041

An Ordinance to Amend the Municipal Water and Sewer Rates: to amend Section 3-108.01 Municipal Water Department; Water Use Rates, and Section 3-221 Municipal sewer department; sewer use rates. To declare a time when this Ordinance shall take full force and effect; to repeal all Ordinances in conflict herewith and to provide an effective date hereof.

Motion by Bill Proctor, seconded by Logan Herring to approve the second reading of Ordinance 2041 and adopt. Motion carried. Herring: Yea: Stahr Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1

Motion by Bill Proctor, seconded by Logan Herring to waive the third reading and adopt Ordinance 2041 and adopt. Motion carried. Herring: Yea: Stahr Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1

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Resolution 3-19 (2) Requesting the County to Cede ETJ over Portions of Tax Lot C, Westridge Farms Lots 17 - 22, and Westridge Farms Lots 1 – 4 being a Replat of Lots 18 and 19, in the SW 1/4 of S6, T13N, R11E, Sarpy County

City Attorney Jeff Miller read the Resolution by title.

#### Resolution No. 3-19 (2)

A Resolution of the Mayor and City Council of the City of Gretna, Nebraska, approving the submission of a formal request Pursuant to Neb. Rev. Stat. § 13-327(1) that the Sarpy County Board formally cede and transfer to the City of Gretna its Extraterritorial Jurisdiction over that portion of Tax Lot C, Westridge Farms Lots 17, 20, 21, and 22, Westridge Farms Lots 1, 2, 3, and 4 being a Replat of Lots 18 and 19, and the adjoining area consisting of the Capehart Road Right-Of-Way, which are situated in the Sw ¼ of Section 6, Township 13 North, Range 11 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, which are situated within Sarpy County's Extraterritorial Jurisdiction.

WHEREAS, the majority of the real estate that constitutes Tax Lot C as well as the majority of the lots within the Westridge Farms Subdivision, all of which are located in Section 6, Township 13 North, Range 11 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, are within the extraterritorial zoning jurisdiction of the City of Gretna and a small portion of said Tax Lot C and a small portion of the lots in the Westridge Farms Subdivision are within the extraterritorial jurisdiction of Sarpy County, Nebraska; and

WHEREAS, the owners of said Tax Lot C desire that it be under the single jurisdiction of the City of Gretna for development purposes; and

WHEREAS, the City of Gretna met with the Director of the Sarpy County Planning Department about the ceding of extraterritorial jurisdiction over Tax Lot C and it was requested by said Director that the City of Gretna also seek the ceding of jurisdiction over the lots in the Westridge Farms Subdivision that are in Sarpy County's extraterritorial jurisdiction, so as to square off the extraterritorial boundaries in that immediate area; and

WHEREAS, the City of Gretna has given the owners of the involved lots in the Westridge Farms Subdivision notice and information about the potential change of extraterritorial jurisdiction from Sarpy County to Gretna via a letter to said owners dated February 1, 2019, and Gretna has only been contacted by a couple of those owners and the City of Gretna has received no objections to the potential change; and

WHEREAS, the City of Gretna is authorized by Neb. Rev. Stat. § 13-327(1) (Reissue 2012) to formally request that the Sarpy County Board formally cede and transfer to the City of Gretna its extraterritorial jurisdiction over said real estate; and

WHEREAS, the requirements for granting the request as set forth in Neb. Rev. Stat. § 13-327(2)(a)-(e) are fully met.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GRETNA, NEBRASKA, THAT:

The City of Gretna hereby formally requests pursuant to Neb. Rev. Stat. § 13-327 (1) (Reissue 2012) that the Sarpy County Board formally cede and transfer to the City of Gretna its extraterritorial jurisdiction over that portion of Tax Lot C, Westridge Farms Lots 17, 20, 21, and 22, Westridge Farms Lots 1, 2, 3, and 4 being a Replat of Lots 18 and 19, and the adjoining area consisting of the Capehart Road right-of-way, which are situated in Section 6, Township 13 North, Range 11 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, which are situated within Sarpy County's extraterritorial jurisdiction, as shown, depicted, and described in the attached Exhibit "A".

The City of Gretna's City Administrator, City Attorney, City Engineer, and Development Services Director are hereby authorized to undertake all actions and to execute all documents associated with the submittal of the required request of such ceding and transfer of extraterritorial jurisdiction.

PASSED AND APPROVED this 19<sup>th</sup> day of March, 2019.

Motion by Jason Stahr, seconded by Bill Proctor to approve and adopt Resolution 3-19 (2). Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1

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Ordinance 2042 Adopting Design Standards for the Installation of Wireless Facilities in the Public Right-of-Ways

City Attorney Jeff Miller read the Ordinance by title.

Ordinance No. 2042

An Ordinance of the City of Gretna, Nebraska, adopting design standards for the installation of Wireless Facilities in Public Right-Of-Ways; to repeal conflicting ordinances previously enacted; to provide for severability; and to provide for the effective date hereof.

Motion by Bill Proctor, seconded by Logan Herring to introduce and waive three reading of Ordinance 2042. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1

Motion by Logan Herring, seconded by Bill Proctor to approve and adopt Ordinance 2042 and adopt. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1  
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Ordinance 2043 Codifying the City of Gretna Design Standards for the Installation of Wireless Facilities in the Public Right-of-Ways as Section 6-217 in the City of Gretna Municipal Code

City Attorney Jeff Miller read the Ordinance by title.

#### Ordinance No. 2043

An Ordinance of the City of Gretna, Nebraska, adopting and codifying Official Design Standards and Specifications for the installation of wireless facilities including but not limited to network nodes and node support poles as section 6-217 of the Gretna Municipal Code; to repeal conflicting ordinances previously enacted; to provide for severability; and to provide for the effective date hereof.

Motion by Bill Proctor, seconded by Logan Herring to introduce and waive three readings of Ordinance 2043. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1

Motion by Logan Herring, seconded by Bill Proctor to approve and adopt Ordinance 2043. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1  
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#### **CURRENT BUSINESS**

Approval of New Municipal Well No. 8 and Well house Improvements  
Greg Perry reviewed the Bids Received, March 7, 2019.

Motion by Logan Herring, seconded by Jason Stahr to award the construction of the new municipal well No. 8 and well house improvements to Sargent Drilling for \$499,595. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1  
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Authorize Mayor to Execute P-MNRD Urban Drainageway Program Application.

Motion by Bill Proctor, seconded by Logan Herring to Authorize Mayor to Execute P-MNRD Urban Drainageway Program Application. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1  
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Approval of the Fields at Gretna East Master Plan  
Presentation given by JEO Consulting Engineers and Big Muddy Workshop

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Motion by Logan Herring, seconded by Jason Stahr to approve the Fields at Gretna East Master Plan. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1

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Approval of Gretna Public Works Facility – Prairie Construction – Presentation by JEO.

- 1) Change Order No. 003 for a Time Extension
- 2) Pay Request No. 12 \$212,969.85

Motion by Logan Herring, seconded by Bill Proctor to approve the Gretna Public Works Facility – Prairie Construction Change Order No. 003 for a Time Extension. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1

Motion by Bill Proctor, seconded by Jason Stahr to approve the Gretna Public Works Facility – Prairie Construction Pay Request No. 12 for \$212,969.85. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1

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Approval of two 5k Races

Motion by Bill Proctor, seconded by Logan Herring to approve the Red Brick Run on Saturday, April 6, 2019 and the Dragon Run on Saturday, April 27, 2019. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1

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Approval of Fireworks Applications for July 4, 2019

Motion by Logan Herring, seconded by Jason Stahr to approve the following Fireworks Application for July 4, 2019. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea, Stahr: Yea: 3, Nay: 0, Absent: 1

- |                                  |                                  |
|----------------------------------|----------------------------------|
| 1) Gretna Soccer Club            | Lot 2 Royal View Apartment       |
| 2) Gretna Baseball Foundation    | 215 West Highway 370             |
| 3) Gretna Days Foundation        | 907 Village Square               |
| 4) Gretna Optimist Club          | 11821 S 216 <sup>th</sup> Street |
| 5) Gretna Friends of the Library | 11821 S 216 <sup>th</sup> Street |
| 6) Gretna Lions Club             | 11204 S 204 <sup>th</sup> Street |

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Approval of Subdivision Agreement for Royal View Replat 2 Lots 1 and 2

Motion by Bill Proctor, seconded by Jason Stahr to approve the Subdivision Agreement for Royal View Replat 2 Lots 1 and 2. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1

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Approval of New Gretna Volunteer Firefighter Members

Motion by Logan Herring, seconded by Jason Stahr to approve the following list of New Gretna Volunteer Firefighter Members. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1

- 1) Judd Douglas

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- 2) Marcus Weeks
- 3) Taras Khariv
- 4) Hillary Kennel
- 5) Matt Becker

**EXECUTIVE SESSION** - Strategy Session with City Attorney and City Administrator with Respect to Contract Negotiations

Motion by Bill Proctor, seconded by Jason Stahr to go into executive session at 7:39 p.m. Motion carried. Proctor: Yea, Herring: Yea, Stahr: Yea.  
Yea: 3, Nay: 0, Absent 1

Motion by Bill Proctor, seconded by Jason Stahr to reconvene in open session at 8:08 p.m. Motion carried. Proctor: Yea, Herring: Yea, Stahr: Yea.  
Yea: 3, Nay: 0, Absent 1

**ADJOURNMENT**

Motion by Logan Herring, seconded by Bill Proctor Motion to adjourn. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea. Yea: 3, Nay: 0, Absent: 1

City Council minutes respectfully submitted by City Administrator, Jeff Kooistra.

CITY OF GRETNA, NEBRASKA



James W. Timmerman, Mayor

ATTEST:



Tammy L. Tisdall, CMC  
City Clerk