

City of Gretna, Nebraska

City Council
June 2, 2020

A meeting of the Gretna City Council was held on June 2, 2020. Mayor Timmerman announced that the meeting is conducted in compliance with the Nebraska Open Meetings Act and Governor Rickett's Executive Order No. 20-03 issued on March 17, 2020. A current copy of the Open Meetings Act can be accessed on the City of Gretna website, www.gretnane.org. The Mayor called the meeting to order. Present: Logan Herring, Angie Lauritsen, Bill Proctor, Jason Stahr. Notice of the meeting was given in advance thereof to the Mayor and City Council, published in the Gretna Breeze 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

Approval of Consent Agenda

- 1) Approval of Agenda for June 2, 2020
- 2) Approval of Council Minutes, May 19, 2020
- 3) Approval of Claims

CLAIMS

A&M ex 590.00; Abes ex 786.60; AFLAC ex 894.96; Bkr & Tylr ex 684.13; Cntry Lk ex 366.48; CHI Hlth ex 97.60; Cntntl Fire Sprklr ex 250.00; Core & Main ex 1,224.00; Core Tech ex 12,673.04; Cox ex 2,101.62; Crshn-It Inc ex 104.49; Drbrn Ntl Ins ex 621.72; Frsgn Enter ex 200.44; Grtn Fire Dept ex 500.00; Grtn PO ex 226.95; Inlnd Trk Rpr ex 2,089.93; J Kooistra ex 300.00; J Fedde ex 14.50; JM's Clkng ex 5,469.75; J Krajicek ex 1,350.00; Mhny Fire Sprklr ex 210.00; Menards ex 165.58; Metlife ex 1,090.52; MUD ex 223.82; Mike's ex 1,543.06; Mntmrn Lndscp ex 42.80; Muni Sply ex 732.31; NE Pub Hlth Enviro ex 67.00; N Pierce ex 31.33; Occ Hlth Ctr ex 230.50; OCLC ex 90.27; Olm & Pry ex 40,874.78; Grtn Pyrl ex 57,307.95; Rose Equip ex 3,252.40; Srp Co Treas ex 37,080.00; Siteone Lndscp Sply ex 1,811.29; Sun Vly Grdn ex 384.00; Hm Dpt ex 129.03; USA BI Bk ex 157.67; Verizon ex 982.86; Wex ex 161.99; Yng & Wht ex 8,107.10; Total ex 185,222.47

Motion by Bill Proctor, seconded by Logan Herring to approve the consent agenda. Motion carried. Lauritsen: Yea, Proctor: Yea, Stahr: Yea, Herring: Yea. Yea: 4, Nay: 0

ORDINANCES & RESOLUTIONS

Ordinance 2066 - Rezoning the Harvest Hills Phase 2 Subdivision Lots 66 - 166 and Outlots C-G from a TA Transitional Agriculture Zoning District to an R-3 High Density Residential Zoning District with a CO Corridor Overlay District

City Attorney Jeff Miller read the ordinance by title.

Ordinance No. 2066

An ordinance amending the Official Zoning Map of the City of Gretna, Nebraska from a TA Transitional Agriculture Zoning District to an R-4 Highest Density Residential Zoning District for land which is located in the west half of the southwest quarter of section 32, township 14

north, range 11 east of the 6th p.m., Sarpy County, Nebraska, which is being platted as the Harvest Hills Phase 2 Subdivision lots 66 through 166 and outlots c through g.

Motion by Bill Proctor, seconded by Logan Herring to introduce and approve second reading of Ordinance 2066. Motion carried. Stahr: Yea, Proctor: Yea, Lauritsen: Yea, Herring: Yea.

Yea: 4, Nay: 0

Ordinance 2067 Rezoning the Highland Pointe Subdivision Lots 152 - 195 and Outlot E from a TA Transitional Agriculture Zoning District to an R-3 High Density Residential Zoning District with a CO Corridor Overlay District

City Attorney Jeff Miller read the ordinance by title

Ordinance No. 2067

An ordinance of the City of Gretna, Nebraska, amending the Official Zoning Map of the City of Gretna from a TA Transitional Agriculture Zoning District with a CO Corridor Overlay District to an R-3 High Density Residential Zoning District with a CO Corridor Overlay District for land which is being platted as the Highland Pointe Subdivision Lots 152 through 195 and Outlot e.

Motion by Angie Lauritsen, seconded by Jason Stahr to introduce and approve second reading of Ordinance 2067. Motion carried. Herring: Yea, Proctor: Yea, Lauritsen: Yea, Stahr: Yea.

Yea: 4, Nay: 0

Resolution 6-20 (1) – Approving the reopening of the municipal properties for certain limited-contact and non-contact youth and adult organized sports pursuant to the state's June 1st statewide sports reopening guidelines, requiring written agreements with the sponsoring organizations and voluntary waivers and assumption of risk by all participants, and further requiring compliance with all COVID-19 sports rules and guidelines and all other federal, state and local COVID-19 requirements.

City Attorney Jeff Miller read the resolution by title.

Resolution No. 6-20 (1)

A resolution of the Mayor and City Council of the City of Gretna, Nebraska, approving the reopening of the municipal properties for certain limited-contact and non-contact youth and adult organized sports pursuant to the state's June 1st statewide sports reopening guidelines, requiring written agreements with the sponsoring organizations and voluntary waivers and assumption of risk by all participants, and further requiring compliance with all COVID-19 sports rules and guidelines and all other federal, state and local COVID-19 requirements.

WHEREAS, the novel coronavirus, COVID-19, has been declared a worldwide pandemic by the World Health Organization, is extremely contagious, and is believed to spread mainly from person-to-person contact; and

WHEREAS, on March 13, 2020, the Governor of the State of Nebraska declared a state of emergency related to COVID-19 within the entire State of Nebraska, and this state of emergency remains in effect; and

WHEREAS, Directed Health Measures are currently in effect for every County in the State of Nebraska; and

WHEREAS, on May 22, 2020, the Governor announced that the Directed Health Measure prohibiting all organized team sports, youth and adult, would be relaxed by the State of Nebraska beginning June 1, 2020, in order to permit the planned reopening of certain limited-contact and non-contact youth and adult sports; and

WHEREAS, a copy of the June 1st Statewide Sports Reopening Guidelines is attached to this Resolution as Exhibit "1" and is incorporated herein as part of these Recitals; and

WHEREAS, it is anticipated that future guidance from the State of Nebraska will permit additional team sports and other group recreational activities to reopen; and

WHEREAS, players, coaches, officials/umpires, volunteers, agents, and others who participate in youth and adult organized sports games, practices, and other group recreational activities, and spectators who attend such activities risk the dangers of illness, disease, medical complications, injury or death, caused by or related to COVID-19, by voluntarily entering the grounds on which such activities take place, by watching such activities, and by participating or authorizing the participation of a minor in youth organized sports games, practices, or related activities; and

WHEREAS, it is the intent of the City of Gretna to permit the resumption of youth and adult organized sports practices and games and other group recreational activities on municipal property, in accordance with the Directed Health Measures and other laws and guidance issued by the State of Nebraska, including the June 1st Statewide Sports Reopening Guidelines, and such further laws and guidance that may be issued in the future, provided that every individual, organization, or group sponsoring such activities, and all participants and spectators, fully assume the health risks associated with these activities, including the inherent risk now present in any such activities as a result of the presence of COVID-19 in the State of Nebraska, and provided that all coaches, players, parents of minor players, volunteers, officials/umpires, agents, and all other participants in such activities, including all coaches, players, volunteers, and agents of all visiting teams, sign the agreement titled COVID-19 Sports Participants Agreement, which releases the City of Gretna and its elected and appointed officials and employees from liability associated with exposure to COVID-19 in the course of such activities, and which further acknowledges and assumes all risks and dangers of illness, disease, medical complications, injury, or death caused by or related to COVID-19.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Gretna that any individual, organization or group sponsoring youth or adult organized sports that wishes to use the playing or practice fields or other facilities of the City for youth or adult organized sports games, practices, or other group recreational activities shall be required to enter into the COVID-19 Addendum to Recreational Field Use Policy attached to this Resolution as Exhibit "2" and incorporated herein. These Addendums will be maintained by the Clerk and shall constitute an addendum to the City's Recreational Field Use Policy.

BE IT FURTHER RESOLVED that in order to enter the playing or practice fields or other facilities of the City to participate in youth or adult organized sports games, practices, or other group recreational activities, all coaches, players, parents of minor players, volunteers, officials/umpires, agents, and other participants, including all coaches, players, volunteers, and agents of all visiting teams, must sign the agreement titled COVID-19 Sports Participants Agreement attached to this Resolution as Exhibit "3" and incorporated herein. Copies of these

documents must be provided to and shall be maintained by the City Clerk.

BE IT FURTHER RESOLVED that for the avoidance of doubt as to the risk assumed by participants and spectators, and in order to encourage compliance with Directed Health Measures and guidelines and to promote public safety, the applicable provisions of the June 1st Statewide Sports Reopening Guidelines, shall be posted on all practice and playing fields where youth or adult organized sports and other group recreational activities occur. If the June 1st Statewide Sports Reopening Guidelines, are subsequently modified or updated, the applicable provisions of the modified or updated guidelines shall be applicable and posted in the same manner.

BE IT FURTHER RESOLVED that all participants and spectators shall comply with all federal, state and local laws and regulations, all Directed Health Measures and guidelines, and all security policies or procedures established by the City relating to COVID-19 or other safety or hygiene precautions while present on municipal property, understanding that the City may elect to deny entrance to the grounds and facilities of the City to any non-complying participant or spectator, or to require a non-complying participant or spectator to leave the premises at any time.

BE IT FURTHER RESOLVED that the officials and employees of the City are authorized to execute the directives set forth in this Resolution.

Motion by Bill Proctor, seconded by Angie Lauritsen to approve and adopt Resolution 6-20 (1). Motion carried. Proctor: Yea, Stahr: Yea, Herring: Yea, Lauritsen: Yea. Yea: 4, Nay: 0.

Resolution 6-20 (2) – Approving the Sarpy County and Cities Wastewater Agency Proposed FY 2020-2021 Budget

City Attorney Jeff Miller read the resolution by title.

Resolution No. 6-20 (2)

A resolution of the Mayor and City Council of the City of Gretna, Nebraska, approving the Sarpy County and Cities Wastewater Agency Proposed FY 2020-2021 Budget

WHEREAS, the City of Gretna is a party to an Interlocal Cooperation Agreement (the "Agreement") entered into pursuant to the Interlocal Cooperation Act, set out at Neb. Rev. Stat. § 13-801 et seq. (the "Act"), by and between Sarpy County and the Cities of Papillion, Bellevue, Springfield, La Vista, and Gretna (the "Members"), which formed the interlocal agency called the Sarpy County and Cities Wastewater Agency (the "Agency"); and

WHEREAS, pursuant to Section IX of the Agreement, the Agency Board is required to approve an itemized annual budget which shall be presented to and subject to the approval of each governing body of each Member; and

WHEREAS, the Agency Board has approved via Resolution 2020-007 the proposed Agency FY2020-2021 Budget which is attached hereto and incorporated herein as Exhibit "A"; and

WHEREAS, the City Council of the City of Gretna deems it appropriate and advisable to approve the proposed Agency FY2020-2021 Budget which has been approved by the Agency Board and is attached to this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY the City Council of the City of Gretna that the attached proposed Agency FY2020-2021 Budget is hereby approved.

Motion by Jason Stahr, seconded by Logan Herring to approve and adopt Resolution 6-20 (2). Motion carried. Lauritsen: Yea, Proctor: Yea, Herring: Yea, Stahr: Yea. Yea: 4, Nay: 0.

Ordinance 2069 – Amending the Gretna Municipal Code regarding the powers of the Mayor and Declarations of Emergencies and Restrictions of Activities – This item was removed from the agenda.

CURRENT BUSINESS

Approval of Services Contract for Zoning Assistance between the City of Gretna and Marvin Planning Consultants

Motion by Logan Herring, seconded by Bill Proctor to approve the service contract with Marvin Planning Consultants. Motion carried. Stahr: Yea, Lauritsen: Yea, Proctor: Yea, Herring: Yea. Yea: 4, Nay: 0

Approval of Downtown Streetscape Improvements – Compass Utility LLC

1. Pay Request No. 3 \$129,888.00

Motion by Bill Proctor, seconded by Jason Stahr to approve pay request #3 for Compass Utility LLC. Motion carried. Herring: Yea, Stahr: Yea, Proctor: Yea, Lauritsen: Yea. Yea: 4, Nay: 0

Approval of 2019 Water Main Improvements – Vrba Construction Inc.

1. Pay Request No. 5 \$43,220.36

Motion by Logan Herring, seconded by Bill Proctor to approve pay request #5 for Vrba Construction Inc. Motion carried. Proctor: Yea, Lauritsen: Yea, Herring: Yea, Stahr: Yea. Yea: 4, Nay: 0

Approval of Hidden Hollow & Harvest Hills (Phase 1) Water Main Improvements (SID 337) – Kersten Construction Inc.

1. Pay Request No. 1 \$194,598.88

Motion by Angie Lauritsen, seconded by Jason Stahr to approve pay request #1 for Kersten Construction Inc. Motion carried. Lauritsen: Yea, Proctor: Yea, Stahr: Yea, Herring: Yea. Yea: 4, Nay: 0

Approval of 192nd Street – Phase 1 Water Main Improvements (SIS 337) – Kersten Construction Inc.

1. Pay Request No. 1 \$122,269.95

Motion by Angie Lauritsen, seconded by Jason Stahr to approve pay request #1 for Kersten Construction Inc. Motion carried. Stahr: Yea, Proctor: Yea, Lauritsen: Yea, Herring: Yea. Yea: 4, Nay: 0

ADJOURNMENT

Motion by Logan Herring, seconded by Bill Proctor Motion to adjourn. Motion carried.
Herring: Yea, Proctor: Yea, Lauritsen: Yea, Stahr: Yea. Yea: 4, Nay: 0
Council minutes respectfully submitted by Deputy City Clerk Kandis Koozer.

CITY OF GRETNA, NEBRASKA



James W. Timmerman, Mayor

ATTEST:



Tammy L. Tisdall, CMC
City Clerk