

CITY OF NORFOLK, NEBRASKA

The Mayor and City Council of the City of Norfolk, Nebraska met in regular session in the Council Chambers, 309 North 5th Street, Norfolk, Nebraska on the 2nd day of January 2024, beginning at 5:30 p.m.

Following a moment of silence and the Pledge of Allegiance to the flag of the United States of America, Mayor Josh Moenning called the meeting to order. Roll call found the following Councilmembers present: Corey Granquist, Frank Arens, Justin Webb, Andrew McCarthy, Thad Murren, Justin Snorton and Kory Hildebrand. Absent: Shane Clausen.

Staff members present were: City Administrator Andy Colvin, City Attorney Danielle Myers-Noelle, City Clerk Brianna Duerst, Finance Officer Randy Gates, Administrative Secretary Bethene Hoff, Public Works Director Steve Rames, Assistant City Engineer Anna Allen, Operations Manager Lyle Lutt, City Planner Val Grimes, Streets Manager Will Elwell, Street Maintenance Supervisor Matt Ernesti, Water and Sewer Director Chad Roberts, Wastewater Supervisor Rob Huntley, Communications Manager Nick Stevenson, Economic Development Director Candice Alder, Information Systems Manager Brad Andersen, and Police Chief Don Miller.

The Mayor presided and the City Clerk recorded the proceedings.

The Mayor informed the public about the location of the current copy of the Open Meetings Act posted in the City Council Chambers and accessible to members of the public.

Notice of the meeting was given in advance thereof by publication in the Norfolk Daily News, Norfolk, Nebraska, the designated method of giving notice, as shown by affidavit of publication.

Notice was given to the Mayor and all members of the Council and a copy of their acknowledgement of receipt of notice and agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the public.

Agenda Motions

Councilmember McCarthy moved, seconded by Councilmember Snorton to approve the consent agenda as printed. Roll call: Ayes: Granquist, Arens, Webb, McCarthy, Murren, Snorton and Hildebrand. Nays: None. Absent: Clausen.

Councilmember Snorton moved, seconded by Councilmember Murren to adopt the full agenda as printed. Roll call: Ayes: Granquist, Arens, Webb, McCarthy, Murren, Snorton and Hildebrand. Nays: None. Absent: Clausen.

Consent Agenda Items Approved

Minutes of the December 18, 2023, City Council meeting

December sales tax report (October sales)

Resolution 2024-1 requesting authorization from the Mayor and City Council for the City of Norfolk staff to apply for the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant and authorization for Mayor and City staff to execute the grant application and all related documents

Acceptance of the Parks and Rec Board report from December 21, 2023

Bills in the amount of \$1,613,524.50

Public Hearings and Related Items

Public Hearing

(Uecker zone change)

(1/2 mile west of South 37th Street & south of North Airport Road)

A public hearing was held to consider a zone change from A (Agricultural District) to C-1 (Local Business District) on property generally located 1/2 mile west of South 37th St. and south of North Airport Rd at the request of Robert A. Uecker, Trustee of Richard Uecker Trust.

City Planner Val Grimes provided information to elected officials. The Planning Commission recommended a C-1 zoning district with a Conditional Use Permit for storage and warehousing of non-hazardous products, along with a plat to follow. The Conditional Use Permit is for storage and warehousing of non-hazardous items and is on the Planning Commission agenda for January 3, 2024. The property contains approximately 6-7 acres. All the storage and warehousing will be contained in the existing buildings and there will be no outdoor storage or any new construction. The applicant originally requested a zoning change to I-1, in which the storage would be outright permitted, however, because of the proximity to a rural residential zoned area, the Planning Commission recommended the lighter commercial district, with the addition of a CUP to protect the area.

On December 19, 2023, the Norfolk Planning Commission held a public hearing regarding the zone change request. The City Clerk read the Planning Commission's recommendation for approval into the record.

No one else appeared either in favor of or in opposition to the zone change and the Mayor declared the hearing closed.

Ordinance No. 5864

(Uecker zone change)

(1/2 mile west of South 37th Street & south of North Airport Road)

Councilmember Arens introduced, seconded by Councilmember McCarthy, Ordinance No. 5864 entitled: AN ORDINANCE OF THE CITY OF NORFOLK, MADISON COUNTY, NEBRASKA; AMENDING THE ZONING DISTRICT MAP OF THE CITY OF NORFOLK, NEBRASKA; PROVIDING WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET and moved that the ordinance be passed on first reading.

Councilmember Webb asked that the applicant speak to his plans for the property.

Rob Uecker, 84378 541 Ave., Meadow Grove, applicant, said he is already using the buildings for storage of his personal items, but will allow storage of other items, so the use of the property will stay the same. In the long term, he hopes to rezone the property to rural residential and build a house there.

Ordinance No. 5864 was then read into the record by title by the City Clerk.

Roll call: Ayes: Granquist, Arens, Webb, McCarthy, Murren, Snorton and Hildebrand. Nays: None. Absent: Clausen. Ordinance No. 5864 passed on first reading.

Councilmember Granquist moved, seconded by Councilmember Arens, that the statutory rule requiring reading on three different days be suspended.

Roll call: Ayes: Granquist, Arens, Webb, McCarthy, Murren, Snorton and Hildebrand. Nays: None. Absent: Granquist. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule requiring reading on three different days was suspended for consideration of said ordinance.

Thereafter Councilmember Granquist moved, seconded by Councilmember Arens, that the statutory rules requiring reading on three different days be suspended and for final passage of the ordinance. The Mayor then stated the question "Shall Ordinance No. 5864 be passed and adopted?"

Roll call: Ayes: Granquist, Arens, Webb, McCarthy, Murren, Snorton and Hildebrand. Nays: None. Absent: Clausen. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor signed and approved the ordinance and the City Clerk attested the passage and adoption of the same and affixed her signature thereto. The Mayor then instructed the City Clerk to publish said Ordinance No. 5864 as required by law.

Resolution No. 2024-2

(Robert a. Uecker's Addition final plat)

Councilmember Snorton moved, seconded by Councilmember Murren, for adoption of Resolution No. 2024-2 approving the final plat of Robert A. Uecker's Addition.

Roll call: Ayes: Granquist, Arens, Webb, McCarthy, Murren, Snorton and Hildebrand. Nays: None. Absent: Clausen. Resolution No. 2024-2 was adopted.

Regular Agenda Items

Ordinance No. 5865

(amend City Code Section 2-5, fee schedule)

(update garbage, trash, miscellaneous water & public works equipment fees)

Councilmember Snorton introduced, seconded by Councilmember Hildebrand, Ordinance No. 5865 entitled: AN ORDINANCE OF THE CITY OF NORFOLK, NEBRASKA TO AMEND SECTION 2-5 OF THE OFFICIAL CITY CODE TO UPDATE GARBAGE AND TRASH FEES AND INCLUDE MISCELLANEOUS WATER SERVICE FEES AND PUBLIC WORKS EQUIPMENT FEES NOT PREVIOUSLY LISTED IN THE FEE SCHEDULE; TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM and moved that the ordinance be passed on first reading.

Public Works Director Steven Rames provided information to elected officials. The miscellaneous public works fees are all new fees being added to the fee schedule. Currently, the City is only recapturing approximately 50% of the cost of street breaks for utility connections. These fees will allow for a recapture of costs closer to actual costs.

Jim McKenzie, 1412 Longhorn Drive, questioned why certain fees were put into the fee schedule. Streets Manager Will Elwell explained each piece of equipment the Street Department has added to codify the rates when bills for the use of equipment are sent out.

Ordinance No. 5865 was then read into the record by title by the City Clerk.

Roll call: Ayes: Granquist, Arens, Webb, McCarthy, Murren, Snorton and Hildebrand. Nays: None. Absent: Clausen. Ordinance No. 5865 passed on first reading.

Councilmember Hildebrand moved, seconded by Councilmember Arens, that the statutory rule requiring reading on three different days be suspended.

Roll call: Ayes: Granquist, Arens, Webb, McCarthy, Murren, Snorton and Hildebrand. Nays: None. Absent: Clausen. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule requiring reading on three different days was suspended for consideration of said ordinance.

Thereafter Councilmember Hildebrand moved, seconded by Councilmember Arens, that the statutory rules requiring reading on three different days be suspended and for final passage of the ordinance. The Mayor then stated the question "Shall Ordinance No. 5865 be passed and adopted?"

Roll call: Ayes: Granquist, Arens, Webb, McCarthy, Murren, Snorton and Hildebrand. Nays: None. Absent: Clausen. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor signed and approved the ordinance and the City Clerk attested the passage and adoption of the same and affixed her signature thereto. The Mayor then instructed the City Clerk to publish said Ordinance No. 5865 as required by law.

Olsson, Inc. engineering consultant services contract
(RAISE Planning Grant 2023 Assistance)

Councilmember Granquist moved, seconded by Councilmember Snorton, for approval of an engineering consultant services contract with Olsson, Inc. for the City of Norfolk RAISE Planning Grant 2023 Assistance for an amount not to exceed \$4,450.00.

Assistant City Engineer Anna Allen provided information to the Mayor and City Council. This contract will allow Olsson to assist the City in preparing a RAISE planning grant application. The scope of services includes assisting with project scope, preparing the budget request for the application and a review of the City's grant application. The focus of the grant is on improved safety, quality of life, and connecting communities.

Roll call: Ayes: Granquist, Arens, Webb, McCarthy, Murren, Snorton and Hildebrand. Nays: None. Absent: Clausen.

OneNeck IT Solutions
(replace IT battery backups and Power Distribution Units)

Councilmember Granquist moved, seconded by Councilmember Snorton, for approval to award a bid to OneNeck IT Solutions for the replacement of IT battery backups and Power Distribution Units (PDUs) in the amount of \$56,612.17.

Information Systems Manager Brad Andersen provided information to the Mayor and City Council. This project will replace all battery backup systems and add power distribution units (PDUs) for City network locations. The current battery backups are of varying ages and sizes with most being past their recommended lifespan. The proposed battery backups are sized appropriately for the new network hardware, add additional power protection, and allow for proactive monitoring. The expected lifespan of lithium batteries is 7-10 years while lead-acid is 3-5 years. This is a budgeted purchase in the amount of \$50,000 from ARP funds, the \$6,612.17 overage will be covered with remaining funds from the AquaVenture pool heaters purchase.

Roll call: Ayes: Granquist, Arens, Webb, McCarthy, Murren, Snorton and Hildebrand. Nays: None. Absent: Clausen.

There being no further business, the Mayor declared the meeting adjourned at 6:02 p.m.

Josh Moenning
Mayor

ATTEST:

Brianna Duerst
City Clerk

(S E A L)

I, the undersigned Clerk, hereby certify that the foregoing is the full, true and correct original document of proceedings of Tuesday, January 2, 2024, had and done by the Mayor and City Council; that all of the subjects included in the proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to the meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

Brianna Duerst
City Clerk

(S E A L)