

CITY OF CRETE, NEBRASKA  
CITY COUNCIL REGULAR MEETING  
July 7, 2015

Notice of the meeting was given by posting and publishing in The Crete News, the appointed method for giving notice as shown by the Proof of Publication attached to the minutes. Advance notice of the meeting was also given to the Mayor and City Council. Pursuant to Section 84-1412(8) of the Nebraska Open Meetings Act, the City has posted a current copy of the Open Meetings Act, Laws of the State of Nebraska in the back of the Council Chambers. Additional copies are available to read. The City may consider items listed on the agenda in random order. All proceedings shown were taken while the meeting was open to the attendance of the public.

Those in attendance pledged allegiance to the flag.

1. Open Meeting

2. Roll Call

3. Petitions - Communications - Citizen Concern

4. Special Order of Business

4.A. Special Exception Use

6/16/15 Open a public hearing at 6:08 PM Carried with a motion by Travis Sears and a second by Kyle Frans. David Bauer: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

6/16/15 Close the public hearing at 6:45 PM Carried with a motion by Travis Sears and a second by Jack Oelschlager.

David Bauer: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

6/16/15 Table the application until other property options are explored by the City and Little Peanuts which will allow for variances and other issues to be addressed Carried with a motion by Travis Sears and a second by Jack Oelschlager.

David Bauer: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

7/7/15 Approve the special exception for 1115 Boswell Avenue to operate a child care center in an R2 District (2/3 council required) Failed with a motion by Jack Oelschlager and a second by Judy Henning.

Judy Henning: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye, Kyle Frans: No, Travis Sears: No  
Aye: 3, No: 2

Judy Henning: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye

6/16/15 Blaine and Mandy - presentation of application Mayor - what is busiest time Mandy - 7:30 to 8 in morning and 3:30 to 5:30 in evening Mayor - have you had traffic congestion at other facilities Mandy - never Travis - where is parking Blaine - employees park at 1140 forest, drop off in front of house at Boswell Mayor - does all parking have to be on site Tom - variance would need to be obtained for off-site parking and front yard parking % Mayor - parking seems to be biggest issue Blaine - it is an allowed special exception use Stan - 835 East 11th Boswell very busy, not good to back onto Sign will change the look of neighborhood Back fence is not 6 feet tall Property value will go down with daycare center business next door Would council members like this next door to them The noise will be very disruptive Pond across street dangerous for children Blaine - only open 6-6 no noise before or after Jack - ages of children Mandy - toddler to 10 years Mayor - % of school age children Blaine - 50% at other facilities Marsha Glen - 1049 Forest Avenue Where do children go in case of fire Backing on to busy street Not room for dumpster Where will deliveries be Sign will be obstructive Parking at another location not good Property values will go down Too much like a commercial business to be in residential neighborhood Matt Franzen - 1112 Forest Avenue Property values will go down Does not belong in this neighborhood Curtis Poteet - 1130 Forest Property value will go down Drainage already bad, more concrete will be worse Area utilities will not handle added use 1144 forest is oldest house in neighborhood Scott Kuncel - 709 E 11th Doesn't seem right in this area Kristi Poteet Crete does need day care not in residential area no businesses should be in residential area 7/7/15 Max Kathol - looked for other locations but found none that had not already been researched Stan - traffic count on Boswell Marsha Glen - Parking ADA

Comprehensive Plan - Historic District Set precedence when denied church in commercial zone Jim Glen - Real estate market very volatile business next to home lowers value compatibility economic effect - only benefits one person harmonious with neighborhood Curtis Poteet - please don't put business in neighborhood Blaine - The house will look like a house sign is only on garage 6 foot fence less than 2% increase in traffic playtime outside limited to approximately 2 hours per day have been searching for locations for 6 months Mac - in some towns the church rents out space for daycare Scott - really need to look at compatibility Travis - traffic safety concerns Jack - traffic not a concern - no accidents from parked cars backing into street Judy - have seen but more congested areas with daycare Dale - the increase in traffic would not cause concern Mayor - precedence is not set by City Council

#### 4.B. Elle's on Main Patio Amendment

7/7/15 Approve request to reduce the size of the outdoor patio as presented Carried with a motion by Dale Strehle and a second by Jack Oelschlager.

Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

#### 4.C. Redevelopment Plan Area Study

7/7/15 Approve agreement with Hanna:Keelan to do a redevelopment area study at a cost of \$12,000 paid from the general fund community development funds and authorize the Mayor to sign Carried with a motion by Judy Henning and a second by Jack Oelschlager.

Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

#### 4.D. Substation Improvements Change Order #2

7/7/15 Approve change order #2 to substation improvement project and authorize the Mayor to sign Carried with a motion by Judy Henning and a second by Jack Oelschlager.

Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

#### 4.E. Substation Improvements Change Order #3

7/7/15 Approve change order #3 to the substation improvement project and authorize the Mayor to sign Carried with a motion by Judy Henning and a second by Dale Strehle.

Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

#### 4.F. Fireworks Display Sponsorship

7/7/15 Approve agreement with Chamber of Commerce to sponsor fireworks display purchase and authorize the Mayor to sign Carried with a motion by Dale Strehle and a second by Judy Henning.

Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

#### 4.G. Surplus Scuba Gear Bids

7/7/15 Reject the one bid of \$1,111 for surplus scuba gear and allow the gear to be sold in sets Carried with a motion by Dale Strehle and a second by Kyle Frans.

Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

### 5. Resolutions & Ordinances

#### 5.A. Resolution 2015-25 Redevelopment Plan Amendment

7/7/15 Introduce and approve Resolution 2015-25 approving the amendment to the Redevelopment Plan for a new hotel project Carried with a motion by Dale Strehle and a second by Travis Sears.  
Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

5.B. Ordinance 1937 Open Burning

7/7/15 Introduce Ordinance 1937 Banning Open Burning and move that the rules requiring reading on three different days is waived Carried with a motion by Dale Strehle and a second by Travis Sears.

Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

7/7/15 Approve Ordinance 1937 Banning Open Burning on final reading Carried with a motion by Dale Strehle and a second by Jack Oelschlager.

Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

6. Officers' Reports

Lisa - Summer reading over migrant reading in July Max - DED downtown - 11 applications - 4 selected  
Sheldon station monolith project Steve - dispatch going smooth all employees have found jobs with NSP and  
Linc/Lanc Mayor - meeting time Tom - budget

7. Consent Agenda

Approve consent items as presented Carried with a motion by Travis Sears and a second by Dale Strehle.

Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

7.A. City Council Meeting Minutes

7.A.1. June 16, 2015

7.B. City Council Committee Meeting Minutes

7.B.1. June 9, 2015 Public Works

7.B.2. June 16, 2015 Finance

7.B.3. June 23, 2015 Public Works

7.C. City Treasurer's Report

7.D. Claims Against the City

8. Adjournment

Adjourn the meeting at 7:15 PM Carried with a motion by Dale Strehle and a second by Travis Sears.

Kyle Frans: Aye, Judy Henning: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 5, No: 0

Mayor

(SEAL)

City Clerk-Treasurer

I, Jerry Wilcox, City Clerk for the City of Crete, hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Mayor and Council. I hereby certify that a copy of the Open

Meetings Act was posted in the back of the Council Chambers. I certify that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the City Clerk. I certify that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting and 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. I certify that the minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of the City Council. I certify that all news media requesting notification concerning meetings of the City Council were provided with advance notification of the time and place of said meeting and the subjects to be discussed.

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City Clerk-Treasurer

(S E A L)