

**CITY COUNCIL MINUTES
CHAPPELL NEBRASKA**

A regular meeting of the Chappell City Council was held August 7, 2023, at the Chappell City Hall at 7:00 P.M. The following members were present; Smith, Riley, Carlson, and Johnson. Staff members present were City Attorney J Leef, City Administrator/Clerk Ashlea Bauer, City Treasurer Geralyn Konruff and Utilities Supervisor Todd Rust. Others present included Cheri Leach, Marge Freeman, Dianne Nordyke, Helen Lechman, and Jim and Tracy McCormick.

Notice of the meeting was posted as required by law. The Pledge of Allegiance was recited by those present. Mayor Smith informed the public of the location of the Nebraska Open Meeting Act on the back wall of Council room.

A motion was made by Council member Riley, second of Council member Johnson to excuse Council member Hahn. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

Public Comments:

No public comments

Consent Agenda:

A motion was made by Council member Riley, second of Council member Carlson to approve the consent agenda, minutes of the regular meeting July 17, 2023, claims list, dept head reports, Sheriff's June report. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

Arrowhead Distributing, Inc - Beer Expense - \$ 851.45 * Automationdirect.com, Inc - Supplies - \$ 340.00 * Black Hills Energy - Utilities - \$ 4443.18 * Cash-Wa Distributing - Candy/Pop - \$ 345.26 * Cash-Wa Distributing - Perishables - \$ 428.73 * Cash-Wa Distributing - Supplies - \$ 571.08 * Central Nebraska Bobcat - Supplies - \$ 842.63 * Century Link - Telephone/Communications - \$ 1019.83 * Century Link--Long Distance - Telephone/Communications - \$ 149.62 * Chappell Municipal Utilities - Utilities - \$ 6713.90 * Chappell Register - Ads, Forms & Printing - \$ 178.78 * CHI Health/Alegent Attn:Finance - Continuing Education - \$ 1225.00 * Croell Inc - Gravel & Concrete - \$ 2904.35 * Culligan - Supplies - \$ 30.00 * Dearborn Life Insurance Company - Life Insurance - \$ 48.16 * Deuel County Treasurer - Law Enforcement - \$ 8166.66 * Dietrich Distributing - Beer Expense - \$ 926.20 * Dutton-Lainson Company - Supplies - \$ 996.91 * Eakes Office Products Center - Supplies - \$ 164.84 * Enviro Service Inc - Lab Testing - \$ 25.00 * Fairfield by Marriott - Travel Expense & Per Diem - \$ 897.00 * Floyd's Truck Center - Repair - \$ 1562.09 * Frenchman Valley Co-op - Chemicals & Fertilizer - \$ 964.00 * Global Industrial - Chappell Lake Exp - \$ 2564.17 * Global Industrial - Community Improvement - \$ 10250.89 * Halie Brott - Maintenance - \$ 600.00 * High Plains Budweiser - Beer Expense - \$ 611.30 * Highline Electric Association - Utilities - \$ 102.02 * Justin Polk (Rec) - Baseball Expense - \$ 1334.00 * Keep Nebraska Beautiful - Subscriptions & Dues - \$ 50.00 * Kurtzer's - Supplies - \$ 259.25 * MacQueen Equipment - Supplies - \$ 74.48 * Moe's Heating & Air Conditioning - Maintenance - \$ 124.00 * Moe's Heating & Air Conditioning - Repair - \$ 5670.00 * Municipal Supply Inc of Nebraska - Subscriptions & Dues - \$ 4882.01 * Municipal Supply Inc of Nebraska - Supplies - \$ 1113.01 * Nebraska Department of Agriculture - Animal Control - \$ 175.00 * Northwest Pipe Fittings Inc - Repair - \$ 323.60 * Olsson Associates - Professional Fees - \$ 123.84 * Panhandle Area Development District - Subscriptions & Dues - \$ 742.72 * Pepsi-Cola of Alliance - Candy/Pop - \$ 57.94 * Pitney Bowes Bank Inc - Postage - \$ 2400.00 * Points West Community Bank-Chappell - Debt Service - \$ 17562.27 * Points West Community Bank-Chappell - Interest Expense - \$ 1176.42 * Public Safety Center, Inc. - Supplies - \$ 69.88 * R & R Products Inc - Maintenance - \$ 39.96 * Ron's Chappell Auto Repair - Repair - \$ 1095.97 * RVW, Inc - Professional Fees - \$ 1308.00 * Sedgwick County Sales - Trash Hauling/Recycling - \$ 3600.40 * Sherwin Williams - Supplies - \$ 18.65 * Southwestern Equipment Co - Repair - \$ 201.44 * Strong 1, LLC - ARPA Covid Funds - \$ 20000.00 * Strong 1, LLC - Repair - \$ 17320.00 * Terex USA, LLC - Repair - \$ 8474.59 * The L L Johnson Distributing CO - Repair - \$ 1376.20 * Verizon Wireless - Telephone/Communications - \$ 101.56 * Vistabeam - Telephone/Communications - \$ 272.80 * Western Resources Group Inc. - Trash Hauling/Recycling - \$ 559.00 * Wheat Belt Public Power District - Utilities - \$ 52.53 * Wolf Outdoor Power - Supplies - \$ 32.00 * Total Payroll - \$46,874.46 *

Unfinished Business:

No unfinished business.

New Business:

The library board spoke with the Council about the erosion at the back of the library and the need for concrete to be poured in the front to avoid getting water in the basement. Clerk Bauer will contact the city engineer to come and look at the property and the issues and have the engineers provide the council and the library board guidance on how to remedy the problems.

Discussion was held on the motel property. The city mowed the property and will invoice for the work done. The council would like to have a Board of Health meeting planned to discuss the steps necessary to declare it a nuisance.

Utilities Superintended provided information to the council for a new utility pickup. A motion was made by Council member Johnson, second of Council member Riley to approve the purchase of a 2015 Silver Ford Pickup from DTI Trucks in Wheat Ridge CO, in the amount of \$41,999.00. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

Ordinance 551 was introduced to the council relating to camping at Chappell Lake. A motion was made by Council member Johnson, second of Council member Riley to designate Ordinance 551. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

A motion was made by Council member Carlson, second of Council member Riley to waive the three readings of Ordinance 551-Camping at Chappell Lake. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

Clerk Bauer read the title of Ordinance 551 as follows;

Ordinance 551: AN ORDINANCE OF THE CITY OF CHAPPELL, NEBRASKA TO AMEND TITLE 9 GENERAL PROVISIONS, CHAPTER 90 LEISURE AND RECREATION OF THE CODIFIED ORDINANCES OF THE CITY OF CHAPPELL, 1977, AS FOLLOWS: TO CREATE SECTION 90.23 "RULES AND REGULATIONS; CAMPING AREAS; VIOLATION; PENALTY" TO PROVIDE FOR ADOPTING RULES AND SETTING FEES REGARDING CAMPING

AREAS ON CITY LAND; TO CREATE SECTION 90.24 "PARKS; SPECIAL CLOSING HOURS: TO PROVIDE FOR SPECIAL CLOSING HOURS FOR PARKS; TO CREATE SECTION 90.25 "OVERNIGHT CAMPING" TO PROVIDE FOR OVERNIGHT CAMPING AS DESIGNATED BY CITY COUNCIL; TO CREATE SECTION 90.26 "VEHICLES AND ANIMALS RESTRICTED IN PARK" TO PROHIBIT THE DRIVING OF VEHICLES OR RIDING OF ANIMALS ON PUBLIC LANDS UNLESS SPECIFICALLY ALLOWED; TO CREATE SECTION 90.40 "CAMPING PERMITS REQUIRED; PURPOSE" TO ESTABLISH A CAMPING PERMIT PROGRAM FOR CHAPPELL LAKE; TO CREATE SECTION 90.41 "DISPLAY AND ISSUANCE OF PERMITS; WHERE PROCURED" TO PROVIDE FOR THE TYPE AND DESIGN OF PERMITS, THE METHOD OF DISPLAY, PLACE OF ISSUANCE AND METHOD FOR ESTABLISHING FEES; TO CREATE SECTION 90.42 "PERMIT PRIVILEGES" TO DEFINE RIGHTS OF PERMIT HOLDERS; AND TO CREATE SECTION 90.43 "PERMIT AREAS; POST SIGNS" TO PROVIDE FOR CAMPING PERMIT DISPLAY AND SIGNAGE; TO REPEAL ANY OTHER ORDINANCE OR PART OF ORDINANCE IN CONFLICT WITH THE ABOVE PROVISIONS THEREWITH; AND TO PROVIDE FOR AN EFFECTIVE DATE OF THIS ORDINANCE.

A motion was made by Council member Carlson, second of Council member Johnson to pass Ordinance 551-Camping at Chappell Lake. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

A motion was made by Council member Carlson, second of Council member Riley to publish Ordinance 551-Camping at Chappell Lake. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

Consideration was given to Resolution 2023-03 to approve the airport authority budget. A motion was made by Council member Johnson, second of Council member Carlson to approve Resolution 2023-03 Chappell Airport Authority Levy at \$10,610, no increase from last year. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

RESOLUTION 2023-03

WHEREAS, Nebraska Statute 77-3443 requires all political subdivisions subject to the city levy authority to submit a preliminary request for levy allocation to the City Council; and
WHEREAS, the Chappell City Council is the levy authority for the Chappell Airport Authority; and
WHEREAS, the Chappell City Council shall adopt a resolution by a majority vote of the present members which determines the final allocation of levy authority to the Chappell Airport Authority, as a city political subdivision;
NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council that the Chappell Airport Authority's requested tax amount of \$10610.00 for the fiscal year 2023-2024 be approved.

Consideration was given to Resolution 2023-04 Signing of Municipal Annual Certification of Program Compliance Form 2023. A motion was made by Council member Riley, second of Council member Carlson to pass Resolution 2023-04 Signing of Municipal Annual Certification of Program Compliance Form 2023. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

RESOLUTION 2023-04

Resolution for the Signing of the Municipal Annual Certification of Program Compliance Form 2023.

Whereas: State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

Whereas: State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each municipality shall be signed by the Mayor or Village Board Chairperson and shall include the resolution of the governing body of the municipality authorizing the signing of the certification.

Be it resolved that the Mayor of the City of Chappell is hereby authorized to sign the Municipal Certification of Program Compliance Form.

A motion was made by Council member Riley, second of Council member Johnson to approve the building permit for a workshop and equipment storage for Frenchman Valley Coop. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

A motion was made by Council member Johnson, second of Council member Carlson to approve the building permit at 1250 Road 165 for a cattle barn/garage. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried. The original permit was approved in 2020, applicant resubmitted since work hadn't started within the timeframe.

Communications:

Engineers will be out in the near future to look at the storm drains and shoot some elevations and will provide the city with their findings at a later date.

Treasurer Konruff announced she would be out the month of August for medical reasons.

A motion was made by Council member Carlson, second of Council member Johnson to adjourn the meeting at 7:39 p.m. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

Kent Smith, Mayor

ATTEST:

Ashlea Bauer
City Administrator/Clerk

A regular meeting of the Chappell City Council was held at 7:00 p.m. on August 21, 2023. The following members were present; Smith, Riley, Carlson, and Johnson. Staff members present were City Attorney J Leef, City Administrator/Clerk Ashlea Bauer, CDD Shaunna Mashek, Utilities Foreman Todd Rust and Street Supervisor Jerrod Elms. Others present included Marge Freeman and Jim & Tracy McCormick.

Notice of the meeting was posted as required by law. The Pledge of Allegiance was recited by those present. Mayor Smith informed the public of the location of the Nebraska Open Meeting Act on the back wall of Council room.

A motion was made by Council member Riley, second of Council member Johnson to excuse Council member Hahn. "Yes" Riley, Carlson, Johnson. "Absent" Hahn. "No" None. Motion carried.

Public Comments:

No public comments.

Consent Agenda:

A motion was made by Council member Hahn, second of Council member Johnson to approve the consent agenda, minutes of the regular meeting August 7, 2023, claims list, sheriff's July report and treasurer's report. "Yes" Riley, Carlson, Johnson. "Absent" Hahn. "No" None. Motion carried.

Arnold Pool Company - Swimming Pool Exp - \$51.40 * Arrowhead Distributing, Inc - Beer Expense - \$339.95 * Black Hills Energy - Utilities - \$3974.65 * Bomgaars - Equipment - \$642.34 * Cash-Wa Distributing - Candy/Pop - \$72.02 * Cash-Wa Distributing - Licenses, fees and permits - \$11.75 * Cash-Wa Distributing - Liquor Expense - \$47.65 * Cash-Wa Distributing - Perishables - \$1204.37 * Cash-Wa Distributing - Supplies - \$54.5 * Chappell Lumber - Supplies - \$171.09 * Chappell Municipal Utilities - Utilities - \$6491.73 * Chappell Super Foods - Liquor Expense - \$22.56 * Chappell Super Foods - Perishables - \$106.33 * Chappell Super Foods - Supplies - \$57.57 * Chappell Super Foods - Swimming Pool Exp - \$20.15 * Contractors Materials - Equipment - \$2832.00 * Culligan - Supplies - \$24.00 * Dietrich Distributing - Beer Expense - \$818.25 * Dutton-Lainson Company - Supplies - \$3338.80 * Eakes Office Products Center - Supplies - \$300.12 * EMC Insurance Companies - Insurance & Bonds - \$40.00 * Enviro Service Inc - Lab Testing - \$25.00 * Fairfield by Marriott - Travel Expense & Per Diem - \$253.90 * Frenchman Valley Co-op - Chemicals & Fertilizer - \$550.00 * Frenchman Valley Co-op - Fuel - \$40.00 * Global Industrial - Community Improvement - \$284.94 * Hansen's Petroleum - Fuel - \$2490.37 * Highplains Budweiser - Beer Expense - \$683.30 * Hometown Leasing - Leases - \$108.67 * Ideal Linen Supply - Supplies - \$564.90 * Johnstone Supply - Repair - \$62.08 * League of NE Municipalities - Subscriptions & Dues - \$1727.00 * League of NE Municipalities-Utilities - Subscriptions & Dues - \$670.00 * Matheson Tri-Gas Inc - Oxygen - \$114.44 * Mick Sisco - Repair - \$40.00 * Municipal Energy Agency of Nebraska - WAPA & MEAN - \$41782.68 * Municipal Supply Inc of Nebraska - Supplies - \$269.51 * Northwest Pipe Fittings Inc - Supplies - \$1.32 * Olsson Associates - Professional Fees - \$247.68 * One Billing Solutions, LLC - Collections Expense - \$787.95 * Petty Cash - Postage - \$87.60 * Premier Auto Parts & Service, LLC - Fuel - \$27.72 * Premier Auto Parts & Service, LLC - Supplies - \$840.60 * Premier Auto Parts & Service, LLC - Tools - \$139.99 * RVW, Inc - Professional Fees - \$1030.00 * Sargent Drilling - ARPA Covid Funds for Repair - \$4500.00 * Sargent Drilling - Repair - \$20353.58 * Sterling Trophy Shop - Chappell Lake Exp - \$56.94 * The L L Johnson Distributing CO - Repair - \$99.78 * Turfwerks - Repair - \$259.22 * Verizon Wireless - Telephone/Communications - \$101.60 * Vistabeam - Telephone/Communications - \$162.90 * Western Resources Group Inc. - Trash Hauling/Recycling - \$559.00 * WEX BANK - Fuel - \$1457.88 * Total Payroll - \$47,296.09 *

Unfinished Business:

No unfinished business.

New Business:

Street Supervisor Jerrod Elms received applications for the street worker position that has been advertised over the last few months. He made his recommendation to the council. A motion was made by Council member Johnson, second of Council member Riley to hire Tucker Graeff for the street worker position at \$16.00/hr. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

Jerrod asked the council what options the department would have to downsize the amount of old picnic tables the city has. Attorney Leef will look into this and this item was tabled until the next meeting.

Utilities Superintendent Todd Rust received a quote to replace the water valves/fire hydrant from Municipal Pipe Services in the amount of \$14,800.00. This is for 2 hydra-stop insert valves. A motion was made by Council member Riley, second of Council member Carlson to use the ARPA Covid Funds to purchase of the 2 valves in the amount of \$14,800. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

The 2023-2024 Department Budget Sheets were presented to council. The auditor is working on putting the information into the state budget form and the budget hearing and approval of the next fiscal year budget will be held in September.

Ordinance 552 was introduced to the council relating to the board of health revisions. A motion was made by Council member Carlson, second of Council member Johnson to designate Ordinance 552. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

Clerk Bauer read the title of Ordinance 552 as follows;

Ordinance 552: AN ORDINANCE TO AMEND SECTION §32.04 "BOARD OF HEALTH" OF THE CITY OF CHAPPELL MUNICIPAL CODE TO PROVIDE FOR A HEALTH CARE PROVIDER TO BE APPOINTED TO THE BOARD IF ONE IS WILLING TO SERVE, TO BRING THE ORDINANCE INTO COMPLIANCE WITH CHANGES TO STATE STATUTE, AND TO REPEAL ANY SECTION IN CONFLICT THEREWITH.

A motion was made by Council member Carlson, second of Council member Riley to waive the three readings of Ordinance 552-Board of Health Revisions. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

A motion was made by Council member Riley, second of Council member Carlson to pass Ordinance 552- Board of Health Revisions. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

A motion was made by Council member Riley, second of Council member Carlson to publish Ordinance 552- Board of Health Revisions. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried.

A motion was made by Council member Riley, second of Council member Carlson to appoint Angela Robb to the Board of Health. "Yes" Riley, Carlson, Johnson. "No" None. "Absent" Hahn. Motion carried. The appointment will become official after Ordinance 552 is published in the paper.

Communications:

CDD Mashek received a grant from Virigina Smith for \$3000 to help with the concrete at the library. Clerk Bauer told council that the engineer from Olsson and Associates would be here this week to look at the library grounds and give their recommendations.

Shaunna is going to apply for a grant to get a second shade structure for the swimming pool in the upcoming fiscal year.

Council member Carlson asked about city code that regulates storage containers. Attorney Leef will work on updating the code for the next meeting.

There are some concerns about the electric interlocal agreement the city has with the village of Lodgepole. A special meeting will be scheduled for August 30th to discuss.

Council member Riley asked about a property that is building without a permit. Discussion on this will be placed on the special meeting agenda that will be held August 30th.

A motion was made by Council member Riley, second of Council member Carlson to adjourn the meeting at 7:46 p.m. "Yes" Riley, Carlson, Johnson. "Absent" Hahn. "No" None. Motion carried.

Kent Smith, Mayor

ATTEST:

Ashlea Bauer
City Administrator/Clerk

**SPECIAL
CITY COUNCIL MINUTES
CHAPPELL NEBRASKA**

A special meeting of the Chappell City Council was held on August 30, 2023, at 7:00 P.M. The following members were present; Smith, Riley, Carlson, Hahn and Johnson. Staff members present were City Administrator/Clerk Ashlea Bauer.

Notice of the meeting was posted as required by law. Mayor Smith informed the public of the location of the Nebraska Open Meeting Act on the back wall of Council room.

The first agenda item of the meeting was to discuss terminating the electric interlocal with Lodgepole. A motion was made by Council member Hahn, second of Council member Carlson to terminate the electric interlocal with Lodgepole. "Yes" Riley, Carlson, Hahn, Johnson. "No" None. Motion carried.

The last agenda item of the meeting was to discuss the action to take on property that builds without a building permit. A motion was made by Council member Hahn, second of Council member Johnson to have Attorney Leef move forward with the next steps needed to be taken for building without a building permit. "Yes" Riley, Carlson, Hahn, Johnson. "No" None. Motion carried.

A motion was made by Council member Johnson, second of Council member Carlson to adjourn the meeting at 7:08 p.m. "Yes" Riley, Carlson, Hahn, Johnson. "No" None. Motion carried.

Kent Smith, Mayor

ATTEST:

Ashlea Bauer
City Administrator/Clerk