

The Council met in regular session in the Wahoo City Hall, 605 North Broadway Street, in compliance with agenda posted at City Hall, Post Office and First Bank of Nebraska, and the City of Wahoo web site, with each Council member being notified of agenda prior to the meeting. The meeting was called to order by Mayor Gerald D. Johnson at 7:00 p.m. and opened with the Pledge of Allegiance. The public was informed of the location of posting of the Open Meetings Law. Roll call was taken with the following Council members present: Ryan Ideus, Patrick Nagle, Karen Boop, Chris Rappl, Stuart Krejci, and Carl Warford. Absent: None.

The Mayor called for audience comments on items not on the agenda, and none were offered.

The Library report was heard.

The consent agenda was presented to the Council for action. A brief discussion was held on a proposed amendment to the Police Chief job description removing the residency requirement. Council discussed that it will be hard to fill the spot with that mandate but stated it could be used as a tie breaker with all other things equal. Motion by Krejci, seconded by Warford to approve the following items listed on the consent agenda: 1) Acceptance of excused absence of Mayor or Council member(s); 2) Minutes of November 4, 2021 Planning Commission Meeting; 3) Minutes of November 9, 2021 Library Board Meeting; 4) Minutes of November 9, 2021 Special Board of Public Works Meeting; 5) Appoint representatives for MFO; 6) Amendment to Police Chief job description to remove residency requirement. Roll call vote: Rappl, yes; Ideus, yes; Boop, yes; Nagle, yes; Warford, yes; Krejci, yes. Absent and not voting: None. Motion carried.

A proposed ordinance to adjust City Council representation Ward Lines to accommodate for change in population from 2020 Census, was discussed.

Ordinance No. 2378 entitled: AN ORDINANCE OF THE CITY OF WAHOO, NEBRASKA, TO AMEND TITLE III: ADMINISTRATION OF THE WAHOO MUNICIPAL CODE BY THE AMENDMENT OF CHAPTER 36: ELECTIONS TO REDISTRIBUTE THE WARDS OF THE CITY OF WAHOO, was introduced by Krejci. The Mayor then instructed the Clerk to read Ordinance No. 2378 of the City of Wahoo, Nebraska. The Clerk thereupon read the aforesaid Ordinance No. 2378 by title.

Council Member Krejci moved that the statutory rules in regard to the passage and adoption of ordinances be suspended so the said ordinance might be introduced, read by title, and then moved for final passage at the same meeting. Council Member Warford seconded said motion. The Mayor put the question and instructed the Clerk to call for the roll for the vote thereon. The Clerk called the roll and the following was the vote on the motion to suspend the rules: Roll call vote: Nagle, yes; Krejci, yes; Boop, yes; Warford, yes; Ideus, yes; Rappl, yes. Absent and not voting: none. The motion having been carried by the affirmative votes of no less than three-fourths of the members of the Council, the Mayor declared the statutory rules in regards to the passage and approval of ordinance be suspended so that Ordinance No. 2378 may be read by title and moved for final passage in the same meeting.

Council Member Warford moved that Ordinance No. 2378 be approved and passed and its title agreed to. Council Member Krejci seconded the motion. The Mayor instructed the Clerk to call the roll for the vote and the following was the vote on this motion: Warford, yes; Krejci, yes; Ideus, yes; Rappl, yes; Nagle, yes; and Boop, yes. Absent and not voting: none. Motion carried.

The passage and adoption of said Ordinance having been concurred then by a majority of all members of the Council, the Mayor declared the Ordinance adopted and, in the presence of the Council, signed and approved the Ordinance and Clerk attested the passage and approval of the same and affixed signatures thereto. The Mayor ordered the Ordinance to be published in pamphlet form and that said Ordinance be kept in a separate and distinct Ordinance volume record, and that said and distinct Volume be incorporated and made a part of these proceedings the same as though it was read at large herein.

Resolution No. 2021-22 to approve certain items to be sold as surplus property was introduced by Warford, who moved for approval, seconded by Ideus, as follows:

“WHEREAS, the City of Wahoo, Saunders County, Nebraska, is the owner of the following described personal property, to wit:

Jet Skis – water rescue	\$500 Each
1974 Ford F-250 Quad Cab	\$5,000
Ford Crown Victoria	\$1,000
Various Street Name Signs (Est. 300)	< \$50 Each

and,

WHEREAS, the City of Wahoo, Nebraska, does not have a present need to retain ownership of said above described personal property, and,

WHEREAS, the City of Wahoo, Nebraska, deems it in the best interests of the citizens of the City of Wahoo, Nebraska, that said personal property be disposed of, as set forth herein,

WHEREAS, the City of Wahoo, Nebraska, has determined that the fair market value of the above described personal property is less than \$8,000.00, as listed above.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF WAHOO, NEBRASKA, AS FOLLOWS:

1. That the above described personal property be sold by either sealed bid and/or public sale on a date, time, as advertised in a Notice of Sale of Personal Property posted in three public places in the City of Wahoo, Nebraska, immediately after the passage of said Resolution and not later than seven (7) days prior to the sale of said items, as shall be evidenced by a Notice of Posting of the City of Wahoo Clerk, and,

2. That pursuant to Neb. Rev. Stat. §17-503.01, confirmation of the sale of said personal property by an ordinance is not required.

3. That the City of Wahoo, Nebraska, through the Clerk of the City of Wahoo, Nebraska, shall provide a bill of sale and/or certificate of title to the above personal property indicating that said personal property is being sold “as is” without warranty as to fitness or merchantability for any purpose and that buyer thereof assumes all risks from the utilization of said personal property upon buyer’s possession of said items of personal property.

4. That buyer shall receive possession of the above-described items of personal property upon payment in full of the purchase price for each item.”

Roll call vote: Rappl, yes; Ideus, yes; Boop, yes; Nagle, yes; Warford, yes; Krejci, yes. Absent and not voting: None. Motion carried.

Resolution No. 2021-23 to add a Stop Sign at the intersection of 15th St. and Dry Run Drive was introduced by Warford, who moved for approval, seconded by Nagle, as follows:

“WHEREAS, the Governing Body of the City of Wahoo, Nebraska, has enacted a Municipal Code, and,

WHEREAS, Wahoo Municipal Code Section 70.01 adopts all portion of the Nebraska Rules of the Road and incorporates them by reference into the Wahoo Municipal Code, and,

WHEREAS, Section 60-680 (1)(b) of the Nebraska Revised Statutes provides the following:

“(1) Any local authority with respect to highways under its jurisdiction and within the reasonable exercise of police power may: ... (b) Regulate traffic by means of peace officers or traffic control devices;” and

WHEREAS, Section 60-624 of the Nebraska Revised Statutes defines a highway as follows:

“Highway shall mean the entire width between the boundary limits of any street, road, avenue, boulevard, or way which is publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.” and,

WHEREAS, Section 60-670 of the Nebraska Revised Statutes defines a traffic control device as follows:

“Traffic control device shall mean any sign, signal, marking, or other device not inconsistent with the Nebraska Rules of the Road placed or erected by authority of a public body or official having jurisdiction for the purpose of regulating, warning, or guiding traffic.” and,

WHEREAS, the Mayor and Council of the City of Wahoo, Nebraska, as the City of Wahoo’s Governing Body, do desire to adopt this resolution providing for prohibiting parking at certain locations within the corporate limits of the City of Wahoo, Nebraska,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Wahoo, Nebraska, as follows:

Section 1. That the finding hereinabove made should be and are hereby made a part of this Resolution as fully as if set out at length herein.

Section 2. That traffic control devices, to wit: one or more stop signs, be erected at the following locations, all located in the City of Wahoo, Nebraska:

At the intersection of West 15th Street and Dry Run Drive stopping northbound traffic at Dry Run Drive;

Section 3. That upon the approval of this Resolution, the aforementioned traffic control devices shall be erected and this Resolution shall remain in full force and effect until the removal of said aforementioned signs, by the City of Wahoo, Nebraska, at which time, this Resolution shall be of no force and effect.”

Roll call vote: Rappl, yes; Ideus, yes; Boop, yes; Nagle, yes; Warford, yes; Krejci, yes. Absent and not voting: None. Motion carried.

Bob Sullivan, legally representing Ken and Joyce Delays at 1111 N Linden, was present to discuss an issue the Delay’s have had with their sanitary sewer. The attorney asked the Council to read through the packet of materials he presented before the next Council meeting. Jovan Lausterer stated that the Council should not discuss this right now since it is not on the agenda.

Louis Austin of 1145 N Linen was present to ask Council to consider selling the surplus street signs to local Wahoo residents first.

Karen Boop reported on the General Committee had met with three members of the Planning Commission and indicated plans were made to work with staff on an information sheet for each property in the area between Chestnut Street and Maple Street regarding rezoning from C-1 to C-3 and NRC. They also want to meet with property owners to better educate on the situation. Overall a good meeting.

The Mayor reported that there were many positive comments on the intersection changes. He stated there was an accident near the new Casey’s at 15th Street and the Expressway. Chris Rappl asked what the timeline for the turn lane on to 15th Street was. Staff stated that it was only in the 6-year Road Plan and that the Nebraska Department of Roads would be involved in determining the specifications for that as well as the timing of construction.

The next regular meeting will be December 14, 2021.

Motion by Warford, seconded by Ideus to adjourn at 7:31 pm.

Approved:

Cody Brem, Clerk

Gerald D. Johnson, Mayor