

ROLL CALL:

Present:		Not Present:	Verlin Janssen
Mayor	Joyce Hudson		
Council Members	Jeff Kennedy		
	J Buddenberg		
	Jay Richeson		
City Attorney	Mike Bacon		
City Administrator	Gary Greer		
City Clerk	Misty Bussinger		

Press: *Gothenburg Leader* – Ellen Mortensen

Also present: Dan Urman, Doug Swanson-Building Inspector, Joe Humphrey-Police Officer, Megan Shada-Grant Administrator, Amanda Kordonowy-CSO, Roni McNally, Will Rahjes, Krystal Roy.

Mayor Hudson opened the meeting at 5:30 p.m. Advance notice and a copy of the agenda were given to the Council and members of the press. City Council meetings are conducted in accordance with the Open Meetings Act, a copy of which is available for public inspection on the north wall of the Council Chambers.

PUBLIC HEARINGS:

A public hearing was opened at 5:30 for the second Public Hearing regarding 2018 CDBG OOR Grant #18-HO-33071 and Citizen's Advisory Review Committee – Findings & Suggestions

Megan Shada-Miller & Associates discussed The City of Gothenburg received \$94,500 to complete Owner-Occupied Rehabilitation of 3 homes, with funding for Housing Rehabilitation [Activity 0530 \$75,000], Housing Management [Activity 0580 \$7,500], Lead Based Paint Test and Risk Assessments/Clearance [Activity 0580a \$4,500], and General Administration [Activity 0181 \$7,500]. The Program funds benefitted 100% of low-and-moderate income persons. The City of Gothenburg was not required to provide a local match from local funds, bringing the total project cost of approximately \$94,500. The City will now proceed with closing out the grant.

Kennedy moved, Richeson seconded, to close the public hearing at 5:35 p.m. Roll call vote: Yea –Kennedy, Buddenberg, Richeson. No – none. Absent and not voting-Janssen. Motion carried.

Will Rahjes-Citizen's Advisory Review Committee (CARC) member Rahjes stated the committee had no findings to report from the CARC meeting on August 22, 2022. The balance of the LB840 Fund is \$591,954.35.

Richeson moved, Buddenberg seconded, to close the public hearing at 5:36 p.m. Roll call vote: Yea –Kennedy, Buddenberg, Richeson. No – none. Absent and not voting-Janssen. Motion carried.

CONSENT AGENDA:

Kennedy moved, Richeson seconded, approving the consent agenda that included:

- a) Council Minutes- August 16
- b) Council Minutes –August 23
- c) Council Minutes –August 30
- d) Police Report -August
- e) Planning & Zoning minutes – August 9
- f) Approve payment of \$3,000.00 to Community Redevelopment Authority for GIC REDLG Loan.

- g) Approve payment of \$3,563.92 to Gothenburg Improvement Company Authority for Curbtender Project.
- h) Approve payment of \$1668.60 to CDS Inspection for OOR 18-HO-33071.
- i) Approve payment of \$4,430.00 to Eickmeier Construction Inc and Goth-HR-21 for OOR 18-HO-33071.
- j) Approve payment of \$7,590.00 to Eickmeier Construction Inc and Goth-HR-19 for OOR 18-HO-33071.
- k) Approve payment of \$3,780.05 to Waynz World Heating & AC and Goth-HR-20 for OOR 18-HO-33071.
- l) Approve payment of \$23.86 to Syndicate Publishing for OOR 18-HO-33071.
- m) Approve payment of \$6,000.00 to Miller & Associates for OOR 18-HO-33071.
- n) Approve Drawdown #7 for OOR 18-HO-33071.

Roll call vote: Yea –Kennedy, Buddenberg, Richeson. No – none. Absent and not voting-Janssen. Motion carried.

CLAIMS:

Richeson moved, Kennedy seconded, allowing payment of claims against for the General Fund \$57,690.33; Enterprise Fund \$156,250.47; August 24 payroll of \$52,417.26 and September 7 payroll of \$549,126.08; and Payroll Transmittals of \$90,255.89. Roll call vote: Yea –Kennedy, Buddenberg, Richeson. No – none. Absent and not voting-Janssen. Motion carried.

Claims Codes: Bu- Building Upkeep, Eq-Equipment, Ex-Expense, Ma-Maintenance, Mi-Mileage, Misc-Miscellaneous, Re-Repairs, Se-Service, Su-Supplies, Ut-Utilities, CI-Capital Improvement, GU-Grounds Upkeep, Reim-Reimbursement, Tax-Tax, Ps-Personnel, Du-Dues.

General Fund Claims: AT&T Mobility II LLC \$493.58 Ut; VERIZON WIRELESS \$45.03 Ut; AJ SHEET METAL, INS \$417.61 Bu; ALLO COMMUNICATIONS LLC \$276.40 Ut; ASSURITY LIFE INSURANCE CO \$371.01 Ps; Cardmember Service \$477.36 Ex; CENTRAL NEBRASKA BOBCAT \$124.80 Re; DAWSON COUNTY COURT \$49.00 Ex; ELITE MOBILE DETAILING \$53.50 Re; Gary Greer \$250.00 Misc; HONEY DO CONSTRUCTION \$792.00 Re; LARM \$92.26 Ex; LEAGUE OF MUNICIPALITIES \$10,403.00 Ex; NEBRASKA LAW ENFORCEMENT TRNG CTR \$485.00 Ex; NEBRASKA MUNICIPAL CLERK'S ASSOC \$100.00 Ex; STATE OF NEBRASKA \$1,548.00 Misc; Straight Line Construction \$3,800.00 CI; Stretch Jensen \$4,872.00 Re; Travis Miner \$33.93 Ex; AMAZON CAPITAL SERVICES \$94.90 Su; ARAMARK \$84.50 Se; BACON, VINTON, & VENTEICHER LLC \$3,370.00 Ex; BEVERLY BOGLE LOUTHAN, P.C. \$600.00 Se; Black Hills Energy \$137.37 Ut; CASEY METZGER \$7,768.00 Ma; Consolidated Management Co. \$101.95 Ex; DAWSON PUBLIC POWER DISTRICT \$55.41 Ut; EAKES OFFICE SOLUTIONS \$861.40 Su; ELECTRICAL ENGINEERING & EQUIPMENT \$165.83 CI; HOMETOWN LEASING \$186.49 Ex; IDEAL LINEN \$69.38 Se; LYNN PEAVEY COMPANY \$108.11 Su; MILLER & ASSOCIATES \$134.64 CI; NORTH PLATTE POLICE DEPARTMENT \$2,029.19 Se; PAULSEN INC \$2,791.36 Ma; Pinpoint Communications \$376.47 Ut; PONY EXPRESS CHEVROLET \$2,567.27 Re; ROSE EQUIPMENT INC \$1,068.00 Re; SYNDICATE PUBLISHING LLC \$402.45 Ex; TIM LAUER \$293.49 Ps; TITAN MACHINERY \$5,844.52 Ci; VISION CARE DIRECT \$718.96 Ps; YMCA OF THE PRAIRIE \$1,198.00 Ps; NEBRASKA DEPARTMENT OF REVENUE \$301.56 Tax; NEBRASKA DEPARTMENT OF REVENUE \$421.59 Tax; CELL PHONE REIMBURSEMENT – ACH \$300.00 Reim; HARTFORD GROUP BENEFITS \$955.01 Ps.

Enterprise Fund Claims: AT & T MOBILITY II LLC \$142.50 Ut; ALLO COMMUNICATIONS \$231.30 Ut; CARDMEMBER SERVICE \$36.00 Ex; CENTRAL NEBRASKA BOBCAT \$249.58 Re; LEAGUE OF NEBRASKA MUNICIPALITIES \$2,106.00 Ex; MUNICIPAL SUPPLY, INC. \$1,143.38 Ma; SERVI TECH, INC. \$128.15 Se; STRAIGHT LINE CONSTRUCTION \$5,700.00 CI; ACROMAT \$237.46 Ex; AMAZON CAPITAL SERVICES \$152.11 Su; ARAMARK \$202.30 Se; BLACK HILLS ENERGY \$112.44 Ut; BRIDGEWELL RESOURCES LLC \$12,296.44 CI; CITY OF GOTHENBURG \$80,931.04 Reim, Ps; DAN'S SANITATION, INC \$2,418.57 Se; DUTTON-LAINSON COMPANY \$2,800.73 Ma, CI; EAKES OFFICE SOLUTIONS \$394.09 Ex, Su; FRANZEN INC. \$21.35 Ma, Re; GOTHENBURG MEMORIAL HOSPITAL FOUNDATIO \$180.00 Reim; MID-AMERICAN RESEARCH CHEMICAL \$995.12 Ma; MILLER & ASSOCIATES \$268.46 CI; NAPA AUTO PARTS \$295.90 Re; NEBRASKA SALT & GRAIN \$716.88 Ma; ONE CALL CONCEPTS, INC. \$147.94 Misc; PAULSEN

BUILDING & SUPPLY \$1,060.24 Ma; PINPOINT COMMUNICATIONS \$103.92 Ut; PONY EXPRESS CHEVROLET \$93.56 Re; SCHABEN SANITATION INC. \$36,515.11 Se; SCHABEN'S SANITATION-RECYCLING \$727.02 Se; STATE HEALTH LAB \$850.00 Se; STUART C IRBY CO \$1,263.07 Re; SYNDICATE PUBLISHING LLC \$240.00 Ex; WESCO DISTRIBUTION INC \$3,489.81 Cl.

Payroll Transmittals: INTERNAL REVENUE SERVICE \$29,454.33 Ps; EMPOWER RETIREMENT \$14,374.44 Ps; AFLAC \$620.24 Ps; NEBRASKA CHILD SUPPORT \$654.48 Ps; Healthcare MMKT \$23,401.33 Ps; Healthcare MMKT Sidefun \$19,063.80 Ps; Healthcare Cafeteria \$2,503.08 Ps; Gothenburg United Fund \$70.00 Ps; Credit Management Servis \$114.19 Ps.

#### COMMUNITY COMMENTS:

Greer stated the budget meetings are September 12<sup>th</sup> at 5:30 p.m. and September 13<sup>th</sup> at 4:30 p.m.

Greer reported that June sales taxes year over year are up 15%.

Greer stated the city participated in initiatives to work with local schools including the One School Global teaching the intruder response program on August 31<sup>st</sup>.

Greer stated the school gifted the electric car back to the city and will be used by the CSO.

Greer stated the Harvest Festival starts September 15<sup>th</sup>.

#### DISCUSSION ITEMS:

City Attorney Bacon acted as hearing officer and stated that the purpose of the meeting was to hold a determination hearing on a potentially dangerous dog owned by Krystal Roy.

Bacon stated he will start with the evidence regarding the City's case. Bacon asked Joe Humphrey a Police Officer for the City to provide some testimony. Humphrey stated a child riding a bicycle was chased and attacked by a white with brown spot dog on August 24, 2022. The dog pulled on the flip flop and causing them to wreck which caused abrasions, scrapes on outside of left foot. Humphrey also stated the dog was reported as missing by Ms. Roy. The officers also witness the dog attacking the pedals of another bicyclist in which they captured, and Ms. Roy identified the dog as the missing dog. Officer Goslon served notice of potentially dangerous dog to Ms. Roy.

Ms. Roy stated that her dog is a six-month-old puppy and doesn't believe that it was trying to harm the child. She stated that her dog has had no problems with other dogs or children in the house. The dog did have the city tags.

Bacon stated the definition of Potentially dangerous dog under Ordinance 90.031 is defined as a dog that, when unprovoked inflicts bites on a human or domestic animal either on public or private property, or chases or approaches a person upon the streets, sidewalks or any public grounds in a menacing fashion or apparent attitude of attack; or any dog with a known propensity, tendency or disposition to attack unprovoked, to cause injury or to otherwise threaten the safety of humans or domestic animals.

Kennedy moved, Richeson seconded to uphold the determination that the dog is a Potentially Dangerous Dog. Roll call vote: Yea –Kennedy, Buddenberg, Richeson. No – none. Absent and not voting-Janssen. Motion carried.

Greer discussed Liability Claim from Benjamin and Roni McNally and that the process is for the city to send claim to the insurance company.

Building Inspector Doug Swanson discussed the Unsafe Building of Andrew Jesseph located 922 Jefferson.

Richeson moved, Kennedy seconded to approve Notice and Resolution for the Unsafe Building of Andrew Jesseph located 922 Jefferson. Roll call vote: Yea –Kennedy, Buddenberg, Richeson. No – none. Absent and not voting-Janssen. Motion carried.

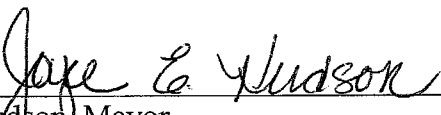
Building Inspector Doug Swanson discussed the Unsafe Building of Andrew Jesseph located 1620 Avenue C.

Kennedy moved, Richeson seconded to approve Notice and Resolution for the Unsafe Building of Andrew Jesseph located 1620 Avenue C. Roll call vote: Yea –Kennedy, Buddenberg, Richeson. No – none. Absent and not voting-Janssen. Motion carried.

Mayor Hudson discussed appointment of Kim Kitzing to the Cemetery Board.

Greer stated the Interlocal Agreement with Dawson County School District 0020 for Impact Center will be table for future meeting.

Buddenberg moved, Richeson seconded, to adjourn the meeting at 6:02 p.m. Roll call vote: Yea –Kennedy, Buddenberg, Richeson. No – none. Absent and not voting-Janssen. Motion carried.

  
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Joyce Hudson, Mayor

  
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Misty Bussinger, City Clerk