

May 9, 2022

I ROUTINE BUSINESS

A meeting of the Mayor and Council of Superior, Nebraska was convened in open and public session on the 9th day of May 2022 in the Conference Room of the City/Utility Building at 7:30 p.m., opening with the Pledge of Allegiance. Present were council members Fox, Disney, Lemke, Foote, Loucks. Absent: Flores (Military Duty). Notice of the meeting was given in advance thereof by posting in the City Clerk's Office, Municipal Library and Public Safety Building, the designated method of giving notice. Availability of the proceedings hereafter shown was taken while the convened meeting was open to the public. As Mayor Peterson was absent, Council President Carrie Lemke presided and noted that a copy of the Open Meetings Act was posted on the west wall and available for public review.

II PUBLIC HEARING(S)

7:30 p.m.

NOTICE OF PUBLIC HEARING

(Published in The Superior Express on Thursday, April 28 2022)

Notice is hereby given that a Public Hearing(s) will be held on Monday, May 9, 2022 beginning at 7:30 pm in the Conference Room at the City Utility Building, 135 W. 4th Street, Superior, NE by the City of Superior's City Council to receive comments from concerned/interested citizens on the following case(s):

1. On an application for approval of more than one principal building of a single permitted use located on a lot or lot of record. Said lot is generally located south of 6th Street in the Industrial Park and legally described as Lot 2, Kottmeyer 2nd Addition, Superior, Nebraska and is zoned I-2, Heavy Industrial District. The request is being sought to allow for an expansion of an existing digital currency mining operation. The request would allow additional mining units to be placed on said lot. *(Owner/Applicant: ZFI Stud, LLC; Case No. PC-CUP22/02).*

All persons interested in the aforementioned case(s) will be heard at the Public Hearing. If you have any questions or comments regarding the proposed variances, please contact the Department of Planning and Zoning at (402) 879-4713.

Mayor Peterson opened the public hearing at 7:30 p.m. and asked Kim Young, Planning Commission Chairman, to relay the results of the Planning Commission's recommendation that each individual unit as a primary so with the overall plan, there would be 30 units. She said that the recommendation from the Planning Commission was that Zoltenko be allowed to have 30 units to proceed with the building project as had been presented.

Mayor Peterson opened up the discussion to the public and there were several citizens who had concerns with the noise the machines would make and would be a nuisance to their neighborhood. It was discussed how many jobs were being proposed, concerns that the correct steps be taken, etc. Lannin Zoltenko then discussed his use for the property and the city council discussed their concerns. Mayor Peterson closed the public hearing at 8:00 p.m.

III UNFINISHED BUSINESS

None.

IV REGULAR AGENDA

CONSENT AGENDA

1. Approve May Utility Claims
2. Accept April Utility Treasurer's Report
3. Approve Minutes from April 25 , 2022 City Council Meeting
4. Approve May City Claims
5. Accept April City Treasurer's Report

Council by majority vote approved the Consent Agenda including the additional claims.

City Section:

1. Two representatives from Olsson's were present to discuss grant funding opportunities for the public safety building.
2. Council by majority vote agreed with the Planning Commission's recommendations and restrictions for the additional data centers with the modifications for only four data centers and come up with the noise mitigation and then we'll know whether or not any additional noise mitigation will be required.
3. Council by majority vote approved the Zoltenko purchase proposal at Kottmeyer South Lots 1 and 3.
4. Council by majority vote approved Seth Going as the pool manager, wage set at 3/6 on scale, with starting wage of \$12.25 per hour.
5. Council by majority vote approved advertising for assistant pool managers.
6. Council by majority vote approved the presented list of candidates for pool operators and lifeguards with passage of the Red Cross training certification.
7. Council by majority vote approved the hiring reinstatement of Gail Shotts for the Park & Cemetery Department.
8. Council by majority vote approved payment to Five Rule Planning for Invoice 20-PP-013 in the amount of \$10,000.00.
9. Council by majority vote approved the request for CDBG funds drawdown.
10. Council by majority vote approved payment to Advanced Consulting Engineering Services (ACES) for invoice #6028 for \$18,900.00.
11. Council by majority vote approved payment to Advanced Consulting Engineering Services (ACES) for invoice #6130 for \$4,100.00.
12. Council by majority vote approved the request for CDBG funds drawdown #6.
13. Council by majority vote approved the contract with South Central Economic Development District for Construction Management Services not to exceed \$10,000.00 for the City's 2020 Public Works Grant.
14. Council by majority vote approved the mayor to sign/execute contract with South Central Economic Development District for construction management services in an amount not to exceed \$10,000.00
15. Council by majority vote approved payment to Superior Ace Hardware for items completed on the BOOM Project in the amount of \$35.57.
16. Council by majority vote approved payment to Saathoff Construction Invoice 2022-385 and motion amended to include invoices 2022-386 and 2022-387.
17. Council by majority vote approved payment to Scott's Sales & Service for project items completed on BOOM Project, 709 E 3rd, and 607 E 3rd.

18. Council by majority vote approved payment to Gilbert Plumbing for project items completed on BOOM Project at identified locations: 220 W 8th and 709 E 3rd.
19. Council by majority vote approved payment to Kenny's Lumber for project items (supplies/materials) completed on BOOM Project at 709 E 3rd, sheds on W 8th, 607 E 3rd.
20. Council by majority vote awarded the contract with ATO Builders for the Amount of \$376,079.54 for the Sidewalk Improvement Project.

Utilities Section:

1. Council by majority vote approved hiring Levi Smidt for the City Street Department starting at scale step 2/2 at \$15.50 per hour with the 50-cent raise after six-month probation period.
2. Council by majority vote approved proceeding with request for proposals for the repairs of the west primary clarifier at WWTP.
3. Council by majority vote approved entering into contract negotiations with JEO regarding the 2023 Superior Sanitary Sewer Collection Project.
4. Council by majority vote tabled action, as requested by Brittenham, regarding 2022 Street Paving Proposal.
5. Council by majority vote approved Change Order #2 for the 2021 FEMA Wastewater Treatment Plant.
6. Council by majority vote approved Resolution 2022-09, a request for South Central Economic Development District to assist with a PHMSA grant application.
7. Travel requests were heard.
8. Various committee reports were given.
9. Council by majority vote adjourned the meeting.

Christopher D. Peterson, Mayor

ATTEST:

Jan Diehl, City Clerk
May Utility Claims

Capital Business Systems/Modern Methods, Contract – 207.03; Ditch Witch Undercon, Supplies – 158.57; First National Bank Omaha, Supplies – 535.35; League of Nebraska Municipalities, Registration – 903.00; Phenova, Service – 112.90; Quill Corp, Supplies – 47.07; Servi-Tech, Service – 23.00; Superior Fire Extinguisher, Service – 536.67; USA Blue Book, Supplies – 847.73; UV Doctor Lamps, Supplies – 709.36; Automated Merchant Systems, Fees – 567.97; Van Kirk Bros Contracting, Service – 63,476.42; Stuart Alsup, Service – 270.00; Baker & Son Disposal – 320.20; Blackburn, Supplies – 317.34; Border States Industries, Inc, Supplies – 8,242.46; City of Superior, Reimbursement – 45.00; City of Superior, Electric & Gas Contribution – 26,659.66; Edward Jones, Pension W/H – 1,966.72; Glenwood Telecommunications, Internet – 247.82; Hastings Utilities, Capacity Charge – 18,700.00; Hawkins, Inc., Supplies – 647.67; JEO Consulting Group, Professional Service – 9,547.50; Kenny's Lumber & Farm Center, Supplies – 134.08; Landis+Gyr Technologies, Hosting Fees – 722.10; Matheson Tri-Gas, Supplies – 209.58; Nebraska Public Power District, Service – 15.50; One Call Concepts, Service – 59.74; Petro Plus, Fuel – 3,123.66; South Central Electric, Service – 493.97; Superior Ace Hardware, Supplies – 401.15; Superior Motor Parts, Supplies – 16.03; Superior Publishing, Supplies – 98.80; Superior Utilities, Utilities – 6,931.37; Turner Technology, Internet Managed Support – 721.76; Van Kirk Bros Contracting, Water Improvements - 152,619.71; VIVIAL, Directory Listing – 33.00;

Windstream, Telephones – 987.87; Experian, Service – 29.45; Ideal Market, Supplies – 21.01; Ideal Market, Supplies – 75.92; Municipal Supply, Supplies – 1,465.01; Nebraska Public Power District, Purchased Power, 2,894.19; Nutrien Ag Solutions, Supplies – 647.44; United States Postal Service, Postage – 27.40; United States Postal Service, Utility Bill Postage – 273.03; Vericheck, Inc, Fees – 61.65; NE Dept of Revenue, Sales Tax – 22,220.00; NE Dept of Revenue, Monthly State Withholding – 2,026.66; Salaries – 21,452.61.

May City Claims

Ace Irrigation, Supplies – 2,989.44; Alexander Motors, Service – 314.78; Baker & Son Disposal, Service – 373.48; Community First National Bank, Loan Payment for Air Paks, Fire Department – 17,487.75; Edward Jones Investments – Pension-City Contribution – 746.90; Emergency Medical Products, Supplies – 1,116.75; Glenwood – Internet – 70.60; Glenwood Telecommunications, Internet – 59.98; Glenwood Telecommunications – Internet – 15.65; Harold's Auto Service, Service – 140.00; John Deere Financial, Part – 1.80; John V Hodge, Monthly Retainer – 150.00; Kenny's Lumber & Farm Center, Supplies – 346.05; Lonnie Lemke, Service – 25.00; Matheson Tri-Gas, Rental – 184.10; Midland Area Agency, Meals & Trans/Agmt – 1,266.67; Mike Adams, Service – 1,000.00; Nebraska Law Enforcement Training Center, Schooling – 1,636.00; Nuckolls County Sheriff's Office, E911 Service – 550.00; Petro Plus, Fuel & Service – 2,408.24; Superior Ace Hardware, Supplies – 861.19; Superior Motor Parts, Supplies – 62.56; Superior Paint & Body, Repairs – 424.40; Superior Publishing, Publications – 479.08; Superior Utilities, Utilities – 7,603.32; Superior Utilities, Telephone & Postage – 302.77; Turner Technology, Service – 108.35; Windstream, Telephones – 396.38; B-Green Lawn Care, Service – 4120.00; Baker & Taylor, Books – 281.90; Center Point Large Print, Books – 254.67; Eakes Office Solutions, Copies & Maintenance – 191.71; Glenwood Telecommunications, Phone & Internet – 87.71; Micro Marketing, Audios – 224.48; Superior Ace Hardware, Supplies – 37.30; Superior Fire Extinguisher, Service – 67.00; Vicki Perrie, Reimbursement-Petty Cash – 37.04; B-Green Lawn Care, Repairs – 206.30; Harold's Auto Service, Repairs – 458.16; Landmark implement, Rotary Cutters, 3,130.00; Quality Red D Mix, Concrete – 618.75; SOS Portable Toilets, Rental – 91.75; NE State Withdrawal, SIT Payable – April – 1,380.01; City of Superior, ½ Ec Dev W/B – 2,232.33; Glenwood Telecommunications, Internet – 79.90; Superior Utilities, Utilities – 445.61; Whitmore Lawn Service, Service – 105.00; Edward Jones Investments, Pension – 208.08; Turner Technology, Service – 63.35; City of Superior, ½ Ec Dev W/B – April – 2,232.33; Chamber of Commerce, 1/3 Contribution/HS Students – 650.00; Sierra Banzhof, Service – 900.00; Ideal Title, 2022-LB840-01 – 87,000.00; Ideal Title, 2022-REDLG 2 3/01 – 60,000.00; Ideal Title, 2022 REDLG 2 2/01 – 23,000.00; CPI Cooperative Producers, Fuel – 1,084.98; Danko Emergency Equipment – Helmet – 485.14; First National Bank – Supplies/Subscriptions – 605.12; Ideal Market, Supplies – 21.93; KRFS AM FM, City Chat – 28.00; Nutrien Ag Solutions, Supplies – 837.61; Platte Valley Comm of Hastings, Supplies & Repair – 1,170.80; Superior Fire Extinguisher Service, Service – 208.00; Superior Outdoor Power, Supplies – 1,246.53; City of Superior-Grant Account – Match – 32,955.00; First National Bank, Registration & Ads – 644.99; Quill.com, Supplies – 234.97.

A complete text of the Minutes, Resolutions and Ordinances are on file in the City Clerk's Office and are available for public inspection during regular business hours.

Please publish May 19, 2022.