

May 8, 2023

Council Proceedings
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A special meeting of the Mayor and Council of the City of Atkinson, Nebraska, was held in the Council Chambers of the Municipal Building at 104 S. Main Street, Atkinson, Nebraska on the 8th day of May, 2023 at 7:30 o'clock p.m. The meeting was called to order by Mayor Erickson. On roll call the following were present: Chuck Asher, Ron Krysl, Helen Olson, Scott Shane, City Clerk Shelly Wieneke, and City Attorney Michael Sholes. Absent: Jerry Osborne and Riley Olson

Notice of the meeting was given in advance by publication in the Atkinson Graphic, Atkinson, Nebraska as shown by the affidavit of publication. Notice of the meeting was simultaneously given to the Mayor and all members of the City Council and a copy of their acknowledgement of receipt of notice and the agenda is attached to these minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Mayor Erickson publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated that the poster was on display on the east wall.

Moved by Krysl, seconded by Shane to approve the minutes of the May 1st meeting. RCV: Ayes: Asher, Krysl, H. Olson, Shane. Nay: None. Absent and not voting: Osborne, R. Olson. Motion Carried.

The council acknowledged receipt of the May 2nd minutes of the Planning Commission.

Mayor opened the public hearing at 7:36 p.m. for the conditional use permit for SCS Carbon Transport LLC to install a carbon dioxide pipeline on 7 properties in the SE corner of the city's extra territorial jurisdiction. The Planning Commission is recommending approval to allow SCS Carbon Transport LLC to install a carbon dioxide pipeline on 7 properties in the SE corner of the city's extra territorial jurisdiction. Several opponents to the carbon pipeline were present at the meeting and were given time to voice their concerns. Material was distributed to the council outlining the damage that can occur from this type of pipeline. The visitors asked the council to become more educated before deciding to approve the conditional use permit. Ben Fuller and Brent Niese, representing Summit Carbon Solutions, and Nathan Nowlin representing Green Plains Ethanol in Atkinson, were also at the meeting to present information supporting the carbon pipeline, safety of the pipeline, and the economic benefit that it will provide for Atkinson. Krysl asked if all permits had been obtained from the State of Nebraska, Holt County,

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and Nebraska Game and Parks for crossing Highway 20, county roadways, and the Cowboy Trail. Brent Niese responded that they had filed all the necessary applications, but no permits had been obtained yet. Mayor closed the public hearing at 8:24 p.m. Asher moved to table the request for a conditional use permit for SCS Carbon Transport LLC to install a carbon dioxide pipeline on 7 properties in the SE corner of the city's extra territorial jurisdiction until the council has more information. The motion was seconded by Krysl. RCV: Ayes: Krysl, H. Olson, Shane, Asher. Nay: None. Absent and not voting: Osborne, R. Olson. Motion Carried.

Mayor opened the public hearing at 8:26 p.m. for the conditional use permit for RAGA, LLC to operate an "In-Home II Licensed Daycare" at 504 West Pearl Street. The Planning Commission is recommending approval to allow RAGA, LLC to operate an "In-Home II Licensed Daycare" at 504 West Pearl Street. No one was present to speak against the daycare at 504 West Pearl Street. Mayor closed the public hearing at 8:30 p.m. Moved by Krysl, seconded by H. Olson to grant the conditional use permit for RAGA, LLC to operate an "In Home II Licensed Daycare" at 504 West Pearl Street. RCV: Ayes: H. Olson, Shane, Asher, Krysl. Nay: None. Absent and not voting: Osborne, R. Olson. Motion Carried.

Mayor opened the public hearing at 8:31 p.m. for the conditional use permit for Keating Family Foundation to renovate the former Atkinson Elementary School at 407 North Holt Street into a multi-unit apartment complex and 1 – 2 commercial office spaces. The Planning Commission is recommending approval to allow Keating Family Foundation to renovate the former Atkinson Elementary School building. No one was present to speak against the renovation of the former Atkinson Elementary School building at 407 North Holt Street into a multi-unit apartment complex and 1 – 2 commercial office spaces. Mayor closed the public hearing at 8:36 p.m. Moved by Asher, seconded by Krysl to grant the conditional use permit for Keating Family Foundation to renovate the former Atkinson Elementary School building into a multi-unit apartment complex and 1 – 2 commercial office spaces. RCV: Ayes: Shane, Asher, Krysl, H. Olson. Nay: None. Absent and not voting: Osborne, R. Olson. Motion Carried.

Moved by Asher, seconded by Krysl to approve LB840-128, Property Improvement Program reimbursement grant for Patrick Gentile for residential structure demolition at 508 North Sherrill Street in the amount of 50 percent of the project, not to exceed \$10,000. The estimated request is \$9,500. RCV: Ayes: Asher, Krysl, H. Olson, Shane. Nay: None. Absent and not voting: Osborne, R. Olson. Motion Carried.

Moved by Shane, seconded by Krysl to approve LB840-130, Property Improvement Program reimbursement grant for John Elsbury for residential structure demolition at 504 North Sherrill Street in the amount of 50 percent of the project, not to exceed \$10,000. The estimated

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request is \$8,750. RCV: Ayes: Krysl, H. Olson, Shane, Asher. Nay: None. Absent and not voting: Osborne, R. Olson. Motion Carried.

Moved by Krysl, seconded by H. Olson to table the decision regarding a new concession/storage building at the city's ballfields. Brent Hooey was present as a representative of the Atkinson Athletic Club to present the proposed 12' x 32' lofted building. Hooey stated that there is a great need for more storage for equipment and uniforms for the baseball/softball teams and that the current concession stand is getting run down and is small. He stated that the proposed building is possibly too large for the area where it is to be located but he wanted to be able to give an estimate for a greater amount than what would possibly be needed. The city would own the building and Atkinson Athletic Club would purchase the shelving to go into the building. Brent was advised to get a measurement of the building that would fit in the area where it would be placed, flooring, and cement needed and have a good estimate of complete cost of building and installation and return to the council with a more definite number. RCV: Ayes: H. Olson, Shane, Asher, Krysl. Nay: None. Absent and not voting: Osborne, R. Olson

Moved by Asher, seconded by Krysl to approve a \$2 per hour raise for Shelly Wieneke, City Clerk-Treasurer. This is because of her recent appointment as City Clerk-Treasurer from Deputy Clerk-Treasurer. RCV: Ayes: Shane, Asher, Krysl, H. Olson. Nay: None. Absent and not voting: Osborne, R. Olson. Motion Carried.

Moved by Asher, seconded by Krysl to approve the claims as prepared. RCV: Ayes: Asher, Krysl, H. Olson, Shane. Nay: None. Absent and not voting: Osborne, R. Olson. Motion Carried.

Moved by H. Olson, seconded by Shane to adjourn at 9:18 p.m. RCV: Ayes: Asher, Krysl, H. Olson, Shane. Nay: None. Absent and not voting: Osborne, R. Olson. Motion Carried.

Claims:

AFLAC	Fee	707.80
ATKINSON LUMBER	Supplies	54.08
C O ENTERPRISES	Supplies	393.81
DON'S AUTO REPAIR	Scott Fix Pick Up	369.37
ONE CALL CONCEPTS, INC.	Locate Fee	16.30
WM. KROTTER CO.	Supplies	439.11
L N M	Shelly-Finance Conference	505.00
MIDWEST LAB	Fee	367.47
N P P D	Electric	4,016.23
TEAM LABORATORY	Crack Filler	6,522.00
VERIZON WIRELESS	Cell Phone	248.28
WHITES SERVICE	Fuel	1,151.92

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RUTJENS CONSTRUCTION	Supplies	58.85
EFTPS	FED/FICA TAX	17.60
PETERSON FARMS	Hauling Sludge	855.00
PAYROLL CHECKS	PAYROLL CHECKS ON 05/05/2023	18,440.53
	CLAIMS TOTAL	34,163.35

Josh Erickson, Mayor

ATTEST:

Shelly Wieneke
City Clerk/Treasurer

I, the undersigned City Clerk/Treasurer for the City of Atkinson, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council May 8, 2023; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; 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; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of the said body; that all new media requesting notification concerning meeting of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

City Clerk/Treasurer

