



## 9/10/2024 - CITY COUNCIL REGULAR MEETING

TUESDAY, SEPTEMBER 10, 2024 at 7:30 PM

COUNCIL CHAMBERS, ALBION CITY HALL, 420 W MARKET ST. ALBION, NE 68620

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# MINUTES

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A Regular Meeting of the Albion City Council of the City of Albion, Nebraska was convened in open and public session at 7:30 p.m. on September 10, 2024 at Albion City Hall, 420 West Market St., Albion, NE. Notice of this meeting along with the agenda was simultaneously given in advance to all members of the Board. Notice of this meeting was given in advance by publication, a designated method for giving notice; a copy of proof of publication is attached to these minutes. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. The meeting was recorded using an audio recording device and such recording is available for inspection at the office of the City Clerk.

### CALL TO ORDER

A copy of the open meetings act is posted and is provided for the public on the billboard of the Council Chambers.

### ROLL CALL

Present were Mayor Jarecki and Council Members Jason Tisthammer, Jon Porter, Marcus Johnson, and Jack Dailey.

City staff present were City Administrator Andrew Devine, Deputy Clerk Sharon Ketteler, and Police Chief Brent Lipker.

### MAYOR'S COMMENTS

None.

### APPROVAL OF MINUTES

#### 1. APPROVAL OF MINUTES OF THE SEPTEMBER 3, 2024 CITY COUNCIL MEETINGS

Councilman Porter made a motion to approve the minutes of the September 3, 2024 City Council meeting, seconded by Johnson. Voting Yea: Tisthammer, Porter, Johnson, Dailey. Voting Nay: None. Motion carried.

### PUBLIC HEARINGS

#### 2. CONSIDER RECOMMENDATION TO THE NEBRASKA LIQUOR CONTROL COMMISSION REGARDING APPLICATION FOR ADDITION TO LICENSED AREA BY CARDINAL INN & EVENT CENTER UNDER LICENSE NUMBER I-125014

Mayor Jarecki opened the public hearing at 7:32 p.m. and sought public comment. No input received. The Mayor again sought public comment. Hearing none, Mayor Jarecki closed the public hearing at 7:33 p.m. Council members reviewed the application to license an additional beer garden area.

Councilman Dailey made a motion to recommend approval of application to the Nebraska Liquor Control Commission for addition to licensed area by Cardinal Inn & Event Center under license number I-125014, seconded by Johnson. Voting Yea: Porter, Tisthammer, Johnson, Dailey. Voting Nay: None. Motion carried.

## **OLD BUSINESS**

### **3. NONE**

## **NEW BUSINESS**

### **4. CONSIDER RECOMMENDATION TO THE NEBRASKA LIQUOR CONTROL COMMISSION FOR SPECIAL DESIGNATED LIQUOR LICENSE REQUEST OF THE NEST, LLC**

Ray Barnes of The Nest, LLC is applying for a Special Designated Liquor License for an Oktoberfest event on October 12, 2024 from 12:00 p.m. until 8:00 p.m.; with an alternate date of October 26, 2024 from 12:00 p.m. until 8:00 p.m. This is the first SDL application of The Nest, LLC so it is necessary to get council approval. Council members reviewed the application provided by Mr. Barnes.

Councilman Johnson made a motion to recommend approval to the Nebraska Liquor Control Commission for a Special Designated Liquor License request of The Nest, LLC; seconded by Dailey. Voting Yea: Porter, Johnson, Dailey, Tisthammer. Voting Nay: None. Motion carried.

### **5. CONSIDER TEMPORARY STREET CLOSURE REQUEST OF THE NEST, LLC FOR A COMMUNITY EVENT**

Ray Barnes of The Nest, LLC would like to temporarily close a portion of 4th Street and Main Street on October 12, 2024 from 12:00 p.m. until 8:00 p.m. with an alternate date of October 26, 2024 from 12:00 p.m. until 8:00 p.m. for an Oktoberfest event. Council members reviewed and discussed the areas to be fenced off for closure.

Councilman Johnson made a motion to approve the request of The Nest, LLC to temporarily close a portion of 4th Street and Main Street on October 12, 2024 with an alternate date of October 26, 2024 for an Oktoberfest event; seconded by Dailey. Voting Yea: Tisthammer, Porter, Johnson, Dailey. Voting Nay: None. Motion carried.

### **6. CONSIDER APPOINTMENT OF TERESA TISTHAMMER TO THE ALBION LIBRARY BOARD**

Councilman Porter made a motion to approve the appointment of Teresa Tisthammer to the Albion Library Board, seconded by Tisthammer. Voting Yea: Porter, Tisthammer, Dailey, Johnson. Voting Nay: None. Motion carried.

## **RESOLUTIONS**

### **7. CONSIDER RESOLUTION 117(24) AUTHORIZING THE MAYOR TO SIGN THE 2024 MUNICIPAL ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE TO NEBRASKA BOARD OF PUBLIC ROADS AND CLASSIFICATIONS AND STANDARDS FORM**

Council members reviewed the resolution which authorizes Mayor Jarecki to sign the certification that all requirements have been met.

Councilman Johnson made a motion to introduce and approve Resolution 117(24) authorizing the Mayor to sign the 2024 Municipal Annual Certification of Program Compliance to Nebraska Board of

Public Roads and Classifications and Standards Form, seconded by Dailey. Voting yea: Johnson, Tisthammer, Dailey, Porter. Voting Nay: None. Motion carried.

**8. CONSIDER RESOLUTION 118(24) ADOPTING THE 2024-2025 ALBION 1- AND 6-YEAR STREET IMPROVEMENT PLAN**

Clerk Devine noted that a public hearing was held at a special city council meeting on September 3, 2024 regarding the 1-and-6 Year Street Improvement Plan.

Councilman Johnson made a motion to introduce and approve Resolution 118(24) Adopting the 2024-2025 Albion 1-and-6 Year Street Improvement Plan, seconded by Porter. Voting Yea: Tisthammer, Johnson, Porter, Dailey. Voting Nay: None. Motion carried.

**9. CONSIDER RESOLUTION SERIES 119(24) 1-2 DECLARING NUISANCES**

Clerk Devine stated that Nuisance Officer, Warren Myers, reported one of these nuisances have been abated by the property owner, and there are possible changes on the other one. Myers was not available to update the council, so Clerk Devine recommended postponing action.

Councilman Johnson made a motion to postpone action on Resolution Series 119(24) 1-2 until the September 26, 2024 special city council meeting; seconded by Dailey. Voting Yea: Johnson, Tisthammer, Dailey, Porter. Voting Nay: None. Motion carried.

**ORDINANCES**

**10. NONE**

**REPORTS**

**11. ACKNOWLEDGEMENT OF RECEIPT OF THE CITY ADMINISTRATOR REPORT TO THE CITY COUNCIL REGARDING THE STATUS OF VARIOUS CITY DEPARTMENTS, CITY ACTIVITIES, AND CITY FINANCIAL REPORTS**

Administrator Devine had previously provided a written report for council review regarding the status of various city departments, city activities, and city financial reports. Devine added that he and staff members recently plotted out the site for the new playground. Two mature trees will need to be removed, and a young tree will be relocated to make room for the playground equipment. Mayor Jarecki reported that Police Cadet, Brendan Christensen, did not complete training so the city is back to only 1 police officer again. No action taken.

**12. CONSIDER BILLS FOR APPROVAL**

\*REVIEW MONTHLY BILLS REPORT AND CONSIDER FOR APPROVAL AND PAYMENT

Councilman Johnson made a motion to approve bills report for payment and affirm all paid claims as presented, except for bills submitted by Speed Services, seconded by Tisthammer. Voting Yea: Tisthammer, Dailey, Porter, Johnson. Voting Nay: None. Motion carried. Councilman Dailey made a motion to approve bills submitted by Speed Services for payment, seconded by Johnson. Voting Yea: Dailey, Tisthammer, Johnson. Voting Nay: None. Abstaining: Porter. Motion carried.

**ITEMS TO BE PUT ON NEXT MEETING AGENDA**

**13. Special Meeting: September 26, 2024 - 7:30am**

\*Adopt the 2024-25 City of Albion Budget and Set Property Tax Request

\*Adopt the 2024-25 Capital Improvement Plan

\*Approve Fiscal Year End Bills and Claims for Payment

**14. Next Regular Meeting: October 8, 2024**

**15. Public Comment for Future Consideration**

None.

**ADJOURN**

Councilman Johnson made a motion to adjourn the meeting at 7:47 p.m., seconded by Tisthammer. Voting Yea: Johnson, Porter, Dailey, Tisthammer. Voting Nay: None. Motion carried.

I the undersigned Clerk hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council; that all subjects included in the foregoing proceedings were contained in the Agenda for the meeting, kept continually current and available for inspection at the office of the Clerk; that such subjects were contained in said Agenda for at least 24 hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for the examination and copying of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification of meetings of said body were provided advance notification of the time and place of said meeting and subjects to be discussed at said meeting.

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James Jarecki, Mayor

ATTEST:

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Sharon Ketteler, Deputy Clerk