

## City of Fort Calhoun

December 19, 2011

The regular meeting of the City Council of the City of Fort Calhoun, Nebraska, was held in open and public session at 7:00 o'clock p.m., on December 19, 2011 in the City Council Chambers/Library at the City Hall in Fort Calhoun, Nebraska. On roll call, the following Council Members answered present: David Genoways, LeRoy Nelson and Carrie Halford. Member Romans arrived at 7:20 p.m.

Notice of the meeting was given in advance thereof by publication, said form of notice being a designated method for giving notice, an affidavit of publication being attached to these minutes.

Advance notice of this meeting was also given to the Mayor and all Council Members. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council Members. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

With a quorum present, the Mayor presided and the Clerk recorded the proceedings.

Mayor Robinson publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy in the room where the meeting was being held.

Mayor Robinson stated persons wishing to address the Governing Body on an agenda item shall wait to be identified by the Mayor; then, after stating their name and address for the record, may proceed to speak. No person, other than the Council and the person having the floor will be permitted to enter into any discussion without the permission of the Mayor.

Member Halford made a motion seconded by Member Genoways to approve the November 21, 2011 minutes as published. With members Nelson, Halford and Genoways voting "Aye", motion carried.

Member Genoways made a motion seconded by Member Nelson to accept the Treasurer's Report as presented. With members Halford, Genoways and Nelson voting "Aye", motion carried.

Member Genoways made a motion seconded by Member Nelson to approve the following bills for payment:

OPPD, 2,972.67, ult; MUD, 348.43, ult; Papio M-R NRD, 5,130.35, water; Abe's Trash, 41.64, ser; AAll About Trees, 1,500.00, ser; Am. Broadband, 480.88, utl; Arp's Ready Mix, 407.50, concrete; Blue Cross, 1,909.48, hlth ins; Bomgaars, 354.03, sup; Boyle, Hess, 180.00, ser; Calhoun Oil, 825.55, fuel; City of Blair, 2,475.91, ser; Chase/Depository Trust, 70,677.50 & 220,173.40, principal, interest and payoff; Egr, James, 500.00, ser; Enterprise, 402.46, pub; Ford Credit, 799.73, equip; Gateway, 150.00, mtg; Great Plains Communications, 14.95, ser; Great Plains One-Call, 35.15, fee; Great Southern Bank Visa, 259.65, postage, sup, fees; HD Supply, 41.99, sup; Henton Trenching, 2,010.00, ser; Jay's Lawns, 95.00, ser; Maid/USA, 120.00, ser; Marvin Planning, 580.00, fee; Max I. Walkers, 200.55, ser; NE Dept Rev., 2,043.86, sales tax; NE PH Env Lab, 10.00, tests; New Frontier, 14,413.00, ins; PC Services, 116.00, ser; Postmaster, 154.49, sup; Reyzlik Ace HW, 12.99, sup; Quill, 129.81, sup; S. E. Smith, 169.23, sup; Shaw, Hull & Navarrette, 3,855.11, audit; Sheppard's, 304.62, file; Solution One, 68.75, sup; Sprint/NEXTEL, 134.85, ser; Wash. Co. Sheriff, 5,534.27, contract; Wash. Co. Planning, 3,329.00, ser; Wash. Co. Reg. Deeds, 5.50, fee; Wash. Co. Roads, 900.00, sup; Refund of Deposits, 1,000.00, (4)permits; Contest Prizes

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(8), 320.00, Ehn; J. Boyd, 90.45, sup; J. Ruma, 49.95, reim; L. Welsher, 72.93, reim; November Payroll, 13,871.89. With members Genoways, Nelson and Halford voted "Aye", motion carried.

Member Genoways made a motion seconded by Member Halford to accept the December 5, 2011 Planning Commission minutes as published. With members Nelson, Halford and Genoways voting "Aye", motion carried.

Member Genoways made a motion seconded by Member Nelson to accept the Planning Commission's Annual Comprehensive Plan, Goals and Priorities Review. With members Nelson, Halford, and Genoways voting "Aye", motion carried.

Member Halford made a motion seconded by Member Genoways to accept the December 12, 2011 Enhancement Committee Meeting Minutes as published. With members Halford, Genoways and Nelson voting "Aye", motion carried.

Member Genoways made a motion seconded by Member Halford to accept the Enhancements recommendation for the following prizes to be awarded for their Christmas Lighting Contest: Residential 1<sup>st</sup>, Monica Hirschert, 211 No. 11<sup>th</sup> St., **\$75**; 2<sup>nd</sup>, Duane Gage, 301 No. 10<sup>th</sup> Ave, **\$50**; 3<sup>rd</sup>, David MacKay, 301 No. 17<sup>th</sup> St., **\$25**; Honorable mentions, Walter Roberts, 124 No. 17<sup>th</sup> St., **\$10** and Ron Penas, 309 So, 16<sup>th</sup> St., **\$10**. Businesses: 1<sup>st</sup>, Rustic Inn, 112 So. 14<sup>th</sup> St., **\$75**; 2<sup>nd</sup>, WCHA Museum, 102 No. 14<sup>th</sup> St., **\$50**; 3<sup>rd</sup>, Hardware Cafe, 103 So. 14<sup>th</sup> St., **\$25**. With members Genoways, Nelson and Halford voting "Aye", motion carried.

No one from the Enhancement Committee was present to discuss their flyer/publication question(s).

Maintenance Supervisor Steve Becker was absent from the meeting; his report was placed on file.

At 7:06 o'clock p.m., Mayor Robinson stated in accordance with the published notice, it was now time to conduct the public hearing relative to hearing support, opposition, criticism, suggestions or observations relating to the proposed Ordinance to Adopt Revisions to the Comprehensive Development Plan to include an Energy Element for the City of Fort Calhoun as required by Chapter 19-903 of the Revised Statutes of Nebraska (LB997). There were no written comments; Stanley Gage asked what exactly the Energy Element is; following discussion, Mayor Robinson closed the public hearing at 7:08 p.m.

Mayor Robinson made the following recommendations for reappointment: Linda Welsher – City Clerk/Treasurer; James Egr – City Attorney and Ronald Woracek, Schemmer – City Engineer.

Member Genoways made a motion seconded by Member Nelson to confirm the reappointments. With members Nelson, Halford and Genoways voting "Aye", motion carried.

Mayor Robinson postponed the following appointment recommendations: City Prosecutor and Park Board (one open position), to the regular meeting scheduled for January 16, 2012.

Mayor Robinson made the following recommendations for (re)appointment to the Enhancement Committee: Lana Shafer, Judy Boyd and Rosie Therkildsen for three year terms.

Member Genoways made a motion seconded by Member Nelson to confirm the appointments. With members Genoways, Nelson and Halford voting "aye", motion carried.

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Mayor Robinson made the following recommendation for reappointment to the Planning Commission: Ralph Carter for three years.

Member Genoways made a motion seconded by Member Halford confirm the appointment. With members Nelson, Halford and Genoways voting "Aye", motion carried.

Mayor Robinson recommended the following Commissioner reappointments: Street – Romans; Water – Nelson; Sewer - Genoways and Park – Halford. Member Genoways made a motion seconded by Member Nelson to confirm those appointments. With members Nelson, Halford and Genoways voting "Aye", motion carried.

City Attorney Egr had no items to report.

City Engineer Woracek reported the Final Pay Application (#3) for improvements completed in SID Nos. 2011-1 and 2011-2 and SWSD No. 2011-1 distributed in the packets had an error on it and that the subcontractor is requesting consideration for the additional asphalt they laid because of various errors that needed correcting. Following questions and discussion, Member Genoways made a motion seconded by Member Nelson to approve the Final Pay Application (#3) in the amount of \$19,509.25. Following additional discussion members Genoways and Nelson voted "Aye", Halford voted "No", motion carried. Member Romans arrived.

Economic Development Report: None

Consideration of bids for scheduled maintenance for interior and exterior cleaning and coating of the Water Tower, subject to other optional services was tabled to the regularly scheduled January meeting.

Member Genoways, Council President, presented information obtained from Doug Cook, Washington County Planning Administrator for further clarification of Washington County Resolution No. 2011-43 and it's Exhibit "A", waving building permit fees for flood victims, previously discussed at the October and November meetings. The item was again tabled to the regularly scheduled January meeting, per Member Romans request.

Member Genoways also reported on discussion with Doug Cook who is the E-911 Coordinator for Washington County and responsible for administering the 1997 Resolution for an orderly and systematic rural addressing system. Member Genoways relayed that Mr. Cook's addressing process is under the jurisdiction of the Washington Board of Supervisors, so if the planning commission members or others have issues with the system, it would be necessary to contact the County Board with questions and concerns.

Member Genoways, also the Sewer Commissioner, reported that he has begun initial contacts to establish Mitigation Plans/time-line for possible measures to be taken for the protection of the Wastewater Pump Station, Discharge Structure and the Conveyance Line; but he had nothing for a report at this time.

Member Genoways introduced Resolution No. 2011 - 20 and moved its passage and adoption. Motion seconded by Member Nelson. Following discussion, on roll call the following voted "Aye": Nelson, Halford, Genoways and Romans. The passage and adoption of said Resolution having been concurred by a majority of all members of the Council, the Mayor declared the Resolution No. 2011 – 20 adopted and

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the Mayor, in the presence of the Council, signed and approved the Resolution and the Clerk attested the passage and approval of the same and affixed her signature thereto.

A true and complete copy of the said Resolution is as follows:

RESOLUTION NO. 2011 - 20

RESOLUTION ADOPTING THE JANUARY 6, 2012 FLOOD INSURANCE RATE MAP BY THE CITY OF FORT CALHOUN, NEBRASKA AND REPEALING ANY CONFLICTING RESOLUTIONS AND/OR ORDINANCES.

WHEREAS, the City of Fort Calhoun, Nebraska participates in Floodplain Management; and,

WHEREAS, a FIRM Map needs approval of the City to be in compliance with Floodplain Management; and,

WHEREAS, the City needs certain steps to complete the Floodplain Management through the Planning Commission; and,

WHEREAS, Bill Jones, CFM, NFIP State Coordinator, Nebraska Department of Natural Resources advises that a RESOLUTION adopting the FIRM Map would keep the City in compliance.

NOW, THEREFORE, BE IT RESOLVED BY the City of Fort Calhoun, Nebraska that the attached Flood Insurance Rate Map (FIRM) and the Federal Insurance Administration's Flood Insurance Study (FIS) dated January 6, 2012 for Washington County and incorporated areas; and incorporated herein by reference as if fully set forth, is HEREBY ADOPTED by the City of Fort Calhoun, Nebraska to keep the City in compliance with Federal Regulations. Any Resolution and/or Ordinance in conflict herewith are repealed.

PASSED AND APPROVED: December 19, 2012

CITY OF FORT CALHOUN, NEBRASKA  
Mitch Robinson, Mayor

Attest:  
Linda Welsher, City Clerk

Member Genoways introduced for first reading, the following Ordinance entitled:

AN ORDINANCE TO ADOPT A REVISION TO THE COMPREHENSIVE DEVELOPMENT PLAN FOR THE CITY OF FORT CALHOUN, NEBRASKA, AS REQUIRED BY NEB. REV. STAT. §19-903 (R.S.S. 1996), AS AMENDED, PURSUANT TO LB 997 (2010); TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

Said Ordinance was designated as Ordinance No. 672 and the title thereof was approved.

Member Romans seconded the motion for introduction and first reading of Ordinance No. 672 and upon roll call vote, the following Council Members voted AYE: Halford, Genoways, Romans and Nelson. The following voted NO: NONE; Absent: NONE. The introduction carried, the second reading of Ordinance No. 672 will be at the regularly scheduled January meeting.

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The request from the Fort Calhoun Community Schools for the City Council to officially designate a Crosswalk with appropriate signage and stripping at Lincoln and 15<sup>th</sup> Streets was discussed and the clerk was directed to prepare a Resolution for the regular scheduled January meeting.

Public Comments: None

Future agenda items: Public Hearings for the One and Six Year Street Improvement Plan and the Flood-plain Management Ordinance

Member Halford made a motion seconded by Member Nelson to adjourn. With all members present voting "Aye", the meeting adjourned at 8:15 p.m.

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Mitch Robinson, Mayor

ATTEST:

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Linda Welsher, CMC, City Clerk