

City of Fort Calhoun

February 15, 2016

A 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 Monday, February 15, 2016 in the City Council Chambers/Library at the City Hall in Fort Calhoun, Nebraska.

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.

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 Presiding Officer; 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 Presiding Officer. Remarks shall be limited to five minutes unless extended or limited and repetitive or cumulative remarks may be limited or excluded by the Presiding Officer.

On roll call, the following Council Members answered present: Dave Romans, Nick Schuler, Randy Magill and Bob Prieksat.

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

Member Romans made a motion seconded by Member Magill that all items listed under the consent agenda be approved, accepted and/or ratified as presented. With members Prieksat, Romans, Schuler and Magill voting "Aye", motion carried.

(The consent agenda included: January 18, 2016 city council minutes; January Treasurers Report; February 1, 2016 Enhancement Committee minutes; January 2016 WCSO statistics and the maintenance report. There were no minutes for the February 1, 2016 Planning Commission meeting as it was cancelled due to a lack of a quorum.)

Member Magill made a motion seconded by Member Romans to approve the following bills for payment:

OPPD, 3,099.95, utl; MUD, 228.70, utl; Papio M-R NRD, 4,768.21, water; Abe's Trash, 38.94, ser; Am. Broadband, 533.03, utl; Blair Area Chamber, 80.00, misc.; Brodkey, Peebles, 4,111.00, ser; Chase Bank/DTC, 1,240.00, int.; City of Blair, 6,711.41, ser; Conoco Fleet, 426.17, fuel; Data Tech, 76.44, sup; DHHS- Lab, 15.00, test; Enterprise Publishing, 148.51, pub; Federated Ins., 2,709.29, hlth ins; JEO Consulting, 2,504.00, ser; Maid/USA, 120.00, ser; NE Dept. Rev., 2,154.33, sales tax; NeRWA, 150.00, dues; One Call Concepts, 13.62, ser; PC Services, 116.00, ser; Postmaster, 196.70, sup; Quality Pest, 60.00, ser; Quill, 51.47, sup; SolutionOne, 121.80, sup; Shaw Hull, 1,004.87, ser; Sprint, 48.73, utl; Talbot & Truhlsen, 525.00, ser; VISA (Two Rivers), 463.93, postage, sup, trng; Wash. Co. Roads, 280.00, sup; Wash. Co. Sheriff, 5,384.56, contract; January Payroll, 16,108.12. With members Romans, Schuler, Magill and Prieksat voting "Aye", motion carried.

At 7:03 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 adoption of the 2016 – 2021 "One and Six" Year Plan for Street Improvements in the city. With no written or public comments, Mayor Robinson closed the public hearing at 7:04 p.m.

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Member Romans made a motion seconded by Member Magill to approve Coach Roy Prauner's plan for a Baseball/Softball press box addition, to be built by volunteers and financed by donations from various organizations and individuals. With members Schuler, Magill, Prieksat and Romans voting "Aye", motion carried.

Member Romans made a motion seconded by Member Magill for the ratification of the council's approval (01.18.16) of the Litigation Settlement Agreement and Water Supply Contract with the P-M NRD as mutually agreed upon and approved by the NRD Board on Thursday, February 11, 2016. Following an overview/timeline presented by Mayor Robinson, questions from Stanley Gage and comments by the city attorney and engineer; members Prieksat, Romans, Schuler and Magill voted "Aye", motion carried.

Member Prieksat made a motion seconded by Member Romans to approve JEO Task Order No. 131216.11 Regrading Pioneer Drive; revising CIP Project No. STR-203 and adding the revisions to the "One and Six" Year Plan for Street Improvements. With members Romans, Schuler, Magill and Prieksat voting "Aye", motion carried.

The city engineer stated the permit application and wetland delineation report submitted to the United States Army Corps of Engineers on JEO Project No. 131216.10 – West Market Square Park Improvements; had already been issued, being the fastest Corps permit he had ever seen. There is no pressure to move forward at this time as the permit is good until March 18, 2017.

Handouts were presented for discussion purposes on the next steps, funding options and possible timelines for the third connection to the Washington County Rural Water System – CIP Project No. PW-121.

Member Romans introduced **Resolution No. 2016 - 1** and moved for its passage and adoption. Motion seconded by Member Magill. On roll call the following voted "Aye": Magill, Prieksat, Romans and Schuler. The passage and adoption of said Resolution having been concurred by a majority of all members of the Council, the Mayor declared the Resolution adopted and 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:

"WHEREAS, the City Street Superintendent has prepared and presented a One Year and Six Year Plan for Street Improvement Program for the City of Fort Calhoun, and

WHEREAS, a public meeting was held on the 15th day of February 2016, to present this plan and there were no objections to said plan;

THEREFORE, BE IT RESOLVED BY THE Mayor and City Council of the City of Fort Calhoun, Nebraska, that the plans and data as furnished are hereby in all things accepted and adopted."

BE IT FURTHER RESOLVED THAT A CERTIFIED COPY OF SAID PLAN BE FILED WITH THE BOARD OF PUBLIC ROADS CLASSIFICATIONS AND STANDARDS, STATE OF NEBRASKA.

ADOPTED THIS 15th DAY OF FEBRUARY 2016

CITY OF FORT CALHOUN, NEBRASKA
MITCH ROBINSON, MAYOR

ATTEST:

LINDA WELSHER, CMC, CITY CLERK

Member Romans introduced the following Ordinance entitled:

City of Fort Calhoun

AN ORDINANCE TO VACATE ALL OF 13TH STREET LYING SOUTH OF THE NORTH LINE OF BLOCKS 121 AND 122 AND THE SOUTH LINE OF WASHINGTON STREET (BEING A 66 FOOT RIGHT-OF-WAY) AND NORTH OF THE SOUTH LINE OF BLOCKS 121 AND 122 ALSO BEING THE SOUTH LINE OF THE SE ¼ OF SECTION 11, T17N, R12E, ALL IN THE CITY OF FORT CALHOUN, WASHINGTON COUNTY, NEBRASKA, AS DEPICTED AND LEGALLY DESCRIBED UPON THE ATTACHED MAP, PLAT OR SURVEY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND PROVIDING WHEN THIS ORDINANCE SHALL BE IN FORCE AND EFFECT.

and, moved that the statutory rule requiring an ordinance to be fully and distinctly read on three different days be suspended. Council Member Magill seconded the motion to suspend the rules and upon roll call vote, the following Council Members voted "Aye": Prieksat, Romans, Schuler and Magill. The motion to suspend the rules was adopted by three-fourths of the members elected to the City Council and the statutory rule was declared suspended for consideration of said Ordinance.

Thereupon said Ordinance No. 708 was then read by title and Council Member Romans moved for its final passage, which motion was seconded by Council Member Magill. The Mayor stated the question "Shall Ordinance No. 708 be passed and adopted?" Upon roll call, the following voted "Aye": Romans, Schuler, Magill and Prieksat.

The passage and adoption of said Ordinance having been concurred in by a majority of all the members of the City Council, the Mayor declared the Ordinance adopted and the Mayor, in the presence of the City Council, signed and approved the Ordinance and the Clerk attested the passage and approval of the same and affixed her signature thereto.

A true, correct and complete copy of said ordinance is on file at the city office during normal business hours.

A schedule was introduced, discussed and will be implemented for council members and the mayor to regularly review accounting records monthly in 2016: Prieksat, In February, July and December; Romans, March and August; Magill, April and September; Schuler, June and November and the mayor, May and October.

Public Comments: None

Future Agenda Items: Task Order for Third Connection to the Washington County Rural Water System – CIP Project No. PW -121

Following a motion by Member Magill, second by Member Romans and vote, Mayor Robinson declared the meeting adjourned at 8:18 p.m.

Mitch Robinson, Mayor

ATTEST:

Linda Welsher, CMC, City Clerk