

City of Fort Calhoun

January 18, 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, January 18, 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: Randy Magill, Dave Romans and Nick Schuler; Bob Prieksat was absent.

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

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

(The consent agenda included: December 21, 2015 city council minutes; December Treasurers Report; January 4, 2016 Planning Commission minutes; January 12, 2016 Christmas in Calhoun minutes; December 2015 WCSO statistics and the maintenance report.)

After a presentation by Sheriff Mike Robinson on the history (2012 to present) and formation and need for an advisory committee, Mayor Robinson recommended Council President Bob Prieksat to represent Fort Calhoun on the Washington County Jail Citizen's Advisory Committee to determine its future. Member Romans made a motion to confirm the recommendation, seconded by Member Magill. With members Schuler, Magill and Romans voting "Aye", motion carried.

Mayor Robinson encouraged all citizens to become involved; this is an important decision faced by the county.

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

OPPD, 3,150.15, utl; MUD, 196.07, utl; Papio M-R NRD, 4,283.26 water; Abe's Trash, 39.44, ser; Affordable Construction, 6,154.00, ser; Am. Broadband, 609.10, utl; Blair Area Chamber, 350.00, trng; Bomgaars,

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178.04, sup; Boyle Hess, 2,175.00, ser; Brodkey, Peebles, 2,040.00, ser; Carnes Paint, 49.50, sup; Chase Bank/DTC, 4,828.75, int.; City of Blair, 4,490.53, ser; Conoco Fleet, 694.44, fuel; Cummins Central Power, LLC, 199.88, rpr; ; DHHS- Lab, 485.00, test; Enterprise Publishing, 219.03, pub; Federated Ins., 1,457.73, hlth ins; JCG Technologies, 425.00, fee; JEO Consulting, 1,684.25, ser; Maid/USA, 120.00, ser; Martin Marietta, 301.11, rock; Micheal Todd, 63.67, sup; Municipal Code Services, 80.00, ser; NE Dept. Rev., 1,993.67, sales tax; NDR Charitable Gaming, 946.00, Lottery tax; NPZA, 35.00, dues; O'Reilly Auto, 15.10, sup; One Call Concepts, 31.10, ser; PC Services, 116.00, ser; Postmaster, 195.65, sup; Quill, 206.65, sup; SolutionOne, 179.85, sup; Sprint, 48.78, ser; SE Smith, 101.17, sup; Talbot & Truhlsen, 367.50, ser; VISA (Two Rivers), 1,342.36, postage, sup, trng; Utilities Service, 2,336.40, ser; Wash. Co. Sheriff, 5,384.56, contract; 2016 HSA Distributions, 10,000.00, benefits; December Payroll, 21,744.92. With members Magill, Romans and Schuler voting "Aye", motion carried.

Member Romans made a motion seconded by Member Magill to approve the SDL requests by Lori Sandhoefner representing St. John the Baptist Catholic Church for the Annual Lenten Fish Fry's, scheduled for Fridays, February 12, 19, 26; March 4, 11 and 18, 2016 at Schwertley Hall. With members Romans, Schuler and Magill voting "Aye", motion carried.

Bryan Therkildsen and John Donovan, co-owners of Rock Hard Concrete, Inc. presented a request to vacate 13th Street south of Washington Street to the south lot lines of blocks 121 and 122; the mayor, council members and the city engineer expressed no concerns with the vacation. The city clerk was directed to prepare the Ordinance to be considered when the plat of the vacation is received.

City engineer, Lucas Billesbach, PE, JEO Consulting Group, Inc. handed out revised drawings of the proposed 2016 – 2021 street project map and the "One and Six Year Street Improvement Plan", with a revised spreadsheet for the estimated annual costs for maintenance, as determined at a road committee meeting. Full copies of the "One and Six" document will be provided for the February public hearing.

The engineer discussed recent changes in the city's wastewater conveyance to Blair; discoveries by maintenance identifying multiple small leaks; stating this warrants attention and a systematic look at the sanitary sewer system to develop a program and budget for repairs.

Lucas also handed out the draft 404 permit application and wetland delineation report being submitted to the United States Army Corps of Engineers on JEO Project No. 131216 – West Market Square Park Improvements; he ended with comments about the maintenance building committee meetings, stating he hoped to have a proposal put together for the regular February council meeting.

Phil Lorenzen, FVP, D. A. Davidson & Co. gave a presentation, giving an introduction and timelines/deadlines for consideration and presentation of a proposal for a local option sales tax on a primary, special or general election ballot; the information contained language examples. Revenue estimates, percentage, uses, pros and cons were discussed at length with public participation by John Donovan and Lori Lammers. There was no action taken.

Public Comments: None

Future Agenda Items: Public Hearing on the "One and Six Year Street Improvement Program" and an Ordinance to vacate part of South 13th Street, per the request.

Member Romans made a motion seconded by Member Magill to go into closed session, necessary for the protection of the public interest; to have an informational and discussion session on the mediator's

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proposal on litigation filed against the PMR-NRD. With members Schuler, Magill and Romans voting "Aye", motion carried.

After the vote, Mayor Robinson stated for the record, the motion was made, seconded and carried for the council to go into closed session, necessary for the protection of the public interest; to conduct an informational and discussion session on the mediator's proposal on litigation filed against the PMR-NRD, declared the meeting in closed session at 7:57 p.m., allowing Lucas Billesbach, David Genoways, the city clerk and the city's attorneys to sit in.

Following a motion by Member Romans, second by Member Magill and vote, Mayor Robinson declared the meeting in open session at 8:35 p.m.

Member Romans made a motion seconded by Member Magill to accept the court appointed mediator's proposal, SUBJECT TO APPROVAL OF THE FINAL CONTRACT and approval by the PMR-NRD Board of Directors at their February 11, 2016 meeting. With members Magill, Romans and Schuler voting "Aye", motion passed

Following a motion by Member Romans, second by Member Magill and vote, Mayor Robinson declared the meeting adjourned at 8:37 p.m.

Mitch Robinson, Mayor

ATTEST:

Linda Welsher, CMC, City Clerk