

City of Fort Calhoun

November 16, 2015

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, November 16, 2015 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, Bob Prieksat, Dave Romans and Nick Schuler.

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: October 22, 2015 city council minutes; September Treasurers Report; October 26, 2015 Enhancement minutes; October 2015 WCSO statistics and the maintenance report.)

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

OPPD, 2,926.61, utl; MUD, 94.20, utl; Papio M-R NRD, 5,868.04 water; Abe's Trash, 40.39, ser; Am. Broadband, 531.15, utl; Bomgaars, 325.87, sup; Boyle Hess, 760.00, ser; Brodkey, Peebles, 3,142.00, ser; Carquest, 188.99, sup; City of Blair, 3,664.30, ser; Conoco Fleet, 300.35, fuel; Cummins Central, 995.84, ser; DHHS- Lab, 15.00, tests; Electric Pump, 424.68, ser; Enterprise Publishing, 38.15, pub; Fastenal, 9.99, sup; Federated Ins., 2,694.09, hlth ins; HD Supply, 50.21, sup; JEO Consulting, 790.25, ser; Long's OK Tires, 1,664.00, sup; Maid/USA, 120.00, ser; Michael Todd, 76.81, sup; NMC Lease, 3,600.00, equip; NE Dept. Rev., 2,463.38, sales tax; One Call Concepts, 80.00, ser; PC Services, 3,638.93, equip. & 116.00, ser; Postmaster, 191.10, postage; Shaw Hull & Navarrette, 2,973.78, ser; SolutionOne, 101.53, sup; Sprint, 48.58, ser; SE Smith, 34.04, sup; Talbot & Truhlsen, 682.50, ser; VISA (Two Rivers), 1,309.74, equip, postage, sup, fee; Utilities Service, 562.50, ser; Wash. Co. Sheriff, 5,384.56, contract; Wash. Co. Treas., 7.00, fee; Woodhouse, 94.46, ser; October Payroll, 18,485.81. With members Schuler, Magill, Prieksat and Romans voting "Aye", motion carried.

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Lisa Sheve, newly appointed Executive Director of Gateway Development Corporation introduced herself; gave a short overview of her background and reported on business development activities this past year. Lisa also talked about the Gateway partnerships; site development; business attraction, etc.

Member Romans made a motion seconded by member Magill to approve the request from Dan Mussack for a Special Designation Liquor License for the Blair Cosmopolitan Club's Wild Game Feed, Friday, February 5, 2015 at Schwertley Hall, 5 – 9 p.m. With members Magill, Prieksat, Romans and Schuler voting "aye", motion carried.

Member Romans made a motion seconded by Member Magill to approve Task Order No. 131216.10 with JEO Consulting Group, Inc.: Permitting for West Market Square Park Improvements. Following discussion concerning the maximum payout of \$4,000, at the normal hourly rate, and the permitting process through the Corps of Engineers, members Romans, Schuler, Magill and Prieksat voted "Aye", motion carried.

City engineer, Lucas Billesbach, PE, JEO Consulting Group, Inc. presented coded maps and estimates being proposed for the 2016 – 2021 One and Six Year Street Improvement Program that will be considered in a future public hearing, for discussion.

The city engineer also brought up for discussion Planning Task Order No. 151046.02 with JEO Consulting Group, Inc.: Annexation Study. Following discussion, direction was given to prepare an updated task order for consideration by the Planning Commission and the City Council at their regularly scheduled December meetings.

Member Romans introduced the following Ordinance entitled:

AN ORDINANCE OF THE CITY OF FORT CALHOUN, NEBRASKA, RELATING TO ALL-TERRAIN VEHICLES, UTILITY TYPE VEHICLES OR GOLF CAR VEHICLES; TO AMEND SECTION 3-409 THROUGH 3-417; TO ALLOW THE OPERATION OF GOLF CAR VEHICLES WITHIN THE CITY LIMITS; TO IMPOSE RESTRICTIONS ON THE USE OF GOLF CAR VEHICLES; TO ESTABLISH PENALTIES FOR A VIOLATION; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE.

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": Schuler, Magill, Prieksat and Romans. 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. 707 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. 707 be passed and adopted?" Upon roll call, the following voted "Aye": Magill, Prieksat, Romans and Schuler.

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.

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Member Romans made a motion seconded by Member Magill to approve the mayor's recommendation to hire Alicia Stevens to the Deputy Clerk position, starting at the newly revised rate of \$15.06/hour. With members Prieksat, Romans, Schuler and Magill voting "Aye", motion carried.

Member Magill made a motion seconded by Member Prieksat to approve the mayor's recommendation to move Deb Sutherland to the newly created part-time position of Community and Economic Development Coordinator at a rate of \$15.00/hour. With members Romans, Schuler, Magill and Prieksat voting "Aye", motion carried.

Public Comments: The December 2, 2015 Christmas for the Coat Fundraiser for Joseph's Coat and the Washington County Food Pantry was announced.

Future Agenda Items: None at this time

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 session on litigation filed against the PMR-NRD. With members Schuler, Magill, Prieksat and Magill 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 session on litigation filed against the PMR-NRD, declared the meeting in closed session at 7:39 p.m., allowing Linda Welsher, City Clerk/Treasurer to sit in.

Mayor Robinson declared the meeting in open session at 7:49 p.m.

There being no further business to come before the council, the meeting adjourned at 7:49 p.m.

Mitch Robinson, Mayor

ATTEST:

Linda Welsher, CMC, City Clerk