

AUGUST 19, 2019 CC MINUTES

A regular meeting of the City Council of the City of Fort Calhoun, Nebraska, was held in open and public session at 7:00, on Monday, August 19, 2019 at the Fort Calhoun Council Chambers, 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.

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.

In accordance with Section 84-1412 sub section eight (8) of the Reissue Revised State Statutes of the State of Nebraska 1943, as amended, one copy of all reproducible written material to be discussed is available to the public at this meeting for examination and copying.

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 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.

Please note that the meeting minutes are not approved until the next regular City Council meeting.

On roll call, the following Council Members answered present: Nick Schuler, Lori Lammers, Bob Prieksat, and Terry Fitzgerald.

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

Member Prieksat made a motion seconded by member Lammers to approve the consent agenda, as presented. With members Fitzgerald, Schuler, Lammers, and Prieksat voting "Aye", motion carried.

(The consent agenda included: July 15, 2019 & July 18, 2019 City Council minutes; July Treasurers Report; August 1, 2019 & August 13, 2019 Park Board minutes; July 29, 2019 Enhancement Committee minutes; August 8, 2019 Enhancement minutes; Maintenance Report; July 2019 Washington County Sheriffs Report)

Member Prieksat made a motion seconded by member Schuler to approve the following bills: OPPD, 3239.47, utl; MUD, 84.45, utl; Papio M-R NRD, 10668.13, water; Abe's Trash, 179.70, ser; Access Systems Leasing, 187.44, sup; Aflac, 378.64, ben; Amanda Schrum, 400.00, ser; Am. Broadband, 532.27, utl; Barco, 384.00, ser; Berger, Elliott & Pritchard, 400.00, ser; Bomgaars, 34.48, sup; Bowser Transfer LLC, 2402.54, ser; Chase, 10775.00, bond; City of Blair, 9295.41, ser; Cline Williams, 315.00, ser; Conoco Fleet, 518.51, ser; Deb Sutherland, 30.85, reimb; EFTPS, 2102.68, payroll tax; Enterprise Media, 377.55, ser; Home Depot, 4988.74, sup; JEO Consulting, 4988.74, ser; Kris Richardson, 29.50, reimb; Martin Marietta, 360.69, sup; NE Public Health Env Lab, 380.00, test; NE Sales Tax, 3111.55, tax; Northern Lights Display, 14473.24, sup; One Call Concepts, 96.78, ser; Postmaster, 142.45, ser; Schmader Electric, 1318.00, sup; Shaw Hull Nav, 2866.35, ser; United Healthcare, 6747.74, ins; Verizon, 130.74, exp; VISA(Two Rivers), 1852.22, sup; Washington County Sheriff, 5660.72, ser; Washington County Reg of Deeds, 38.00, ser; Washington County Treas, 3752.05, taxes; With members Lammers, Prieksat, Fitzgerald, and Schuler voting "Aye", motion carried.

Member Fitzgerald made a motion seconded by member Prieksat to approve the request from Fort Calhoun Community Schools to close 15th Street from Monroe to Lincoln Street on October 11th for the annual homecoming parade. With members Schuler, Lammers, Prieksat, and Fitzgerald voting "Aye" motion carried.

Member Fitzgerald made a motion to approve the request from Dorothy Turley to close the highway from Paddock to Madison Street for the Heritage Days Parade on October 5th. The motion died due to lack of second.

Member Prieksat made a motion to approve the agreement between the City and JDW Midwest for Full Building and Safety Code Department Services, pending clarification of service fees. Member Schuler seconded the motion. With members Prieksat, Fitzgerald, Schuler, and Lammers voting "Aye", motion carried.

City Engineer, Lucas Billesbach, gave an update on the 2019 Betts Circle Drainage project. There has been some progress with the project over the last month and they are starting work down the hill near Betts Circle.

Member Fitzgerald made a motion seconded by member Prieksat to approve the invoice for Jerry Beach in the amount of \$600.00 for the 2019 Betts Circle Drainage project. With members Lammers, Prieksat, Fitzgerald, and Schuler voting "Aye", motion carried.

City Engineer gave an update on the 2018 Maintenance Building Demolition project. The project is substantially complete.

Member Prieksat made a motion seconded by member Schuler to approve Pay Application No. 1 for the 2018 Maintenance Building Demolition project in the amount of \$28,514.45. With members Schuler, Lammers, Prieksat, and Fitzgerald voting "Aye" motion carried.

Corban Helmandollar, Maintenance Supervisor, gave an update on the 2018 Street Sealing and Repairs project. The seal coat work has begun, and they should be done within the next week or two.

City Engineer gave an update on the 2018 Sanitary Sewer Rehabilitation project. Infiltration issues and weather causing delays, so work will not be done until next year. Contractor will continue to hold the contract with same pricing structure until next year when the work can be done.

City Engineer gave an update on the Trail Feasibility Study and upcoming grant application. The previous route was viewed as a sidewalk project, rather than trail system, so they came up with a new route for the application. The total cost of the project is about \$241,000.

Member Fitzgerald introduced Resolution 2019-6, Application for Federal Assistance from Recreational Trail Program and moved for its passage and adoption. Motion seconded by member Schuler. On roll call the following voted "Aye": Fitzgerald, Schuler, Lammers, and Prieksat. The passage and adoption of said Resolution having been concurred by most of all members of the Council, the Council President declared the Resolution adopted and, 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:

1. The City of Fort Calhoun, Nebraska is applying for federal assistance from the Recreational Trails Program for the purpose of developing a portion of an 8-foot wide, 5-inch thick concrete trail connecting West Market Square Park and Fort Atkinson Historical State Park.

2. The Mayor of the City of Fort Calhoun, Nebraska is authorized to sign the application for federal assistance, and any other official project documents that are necessary to obtain such assistance, including any agreements, contracts or other documents that are required by the State of Nebraska or the Federal Highway Administration.

3. The City of Fort Calhoun, Nebraska currently has the written commitment for the 20% local matching share for the project elements that are identified on the application form and the supplemental documents and will, as it becomes necessary, allocate the local funds for the project.

4. The City of Fort Calhoun, Nebraska will commit the necessary financial resources to operate and maintain the completed project in a safe and attractive manner for 25 years.

5. The City of Fort Calhoun, Nebraska will not discriminate against any person on the basis of race, color, age, religion, disability, sex or nation origin in the use of any property or facility that is acquired or developed pursuant to the project proposal, and shall comply with the terms and intent of Title VI of the Civil Rights Act of 1964, and any of the regulations promulgated pursuant to such Act.

6. The City of Fort Calhoun, Nebraska will comply with all rules and regulations of the Recreational Trails Program, applicable Executive Orders and all state laws that govern the grant applicant during the performance of the project.

7. The City of Fort Calhoun, Nebraska will comply with the Federal accessibility and use standards where they can be reasonably applied.

8. All paperwork may be signed by the project sponsor, but the Resolution MUST be signed by the Mayor.

I certify that this resolution is a true copy of the original document that was adopted by the City of Fort Calhoun, Nebraska at a properly advertised and announced public meeting held this 19th day of August 2019.

CITY OF FORT CALHOUN, NEBRASKA
Mitch Robinson, Mayor

ATTEST:
Alicia Koziol, City Clerk

Resolution 2019-7 – Highway Closure for Heritage Days Parade was not approved.

Member Schuler made a motion to introduce Ordinance 754 entitled

AN ORDINANCE OF THE CITY OF FORT CALHOUN, NEBRASKA, RELATING TO ALL-TERRAIN VEHICLES, UTILITY TYPE VEHICLES OR GOLF CAR VEHICLES; TO AMEND ARTICLE IV-BICYCLES, MOTORCYCLES, SNOWMOBILES, AND ALL-TERRAIN VEHICLES, SECTION 3-409 THROUGH 3-413; 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.

Member Schuler moved that the statutory rule requiring an ordinance to be fully and distinctly read on three different days be suspended. Member Lammers seconded the motion. With members Lammers, Prieksat, Fitzgerald, and Schuler voting “Aye”, motion carried.

Member Schuler made a motion for final approval of Ordinance 754, and member Lammers seconded. With members Schuler, Lammers, Prieksat, and Fitzgerald voting “Aye” motion carried.

Member Prieksat introduced Ordinance 755 entitled:

AN ORDINANCE OF THE CITY OF FORT CALHOUN, NEBRASKA, RELATING TO TRASH; TO AMEND SECTION 2-120; TO INCLUDE TREE DISPOSAL; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE.

Member Prieksat moved that the statutory rule requiring an ordinance to be fully and distinctly read on three different days be suspended. Member Fitzgerald seconded the motion. With members Fitzgerald, Schuler, Lammers, and Prieksat voting “Aye”, motion carried.

Member Fitzgerald made a motion for final approval of Ordinance 755, and member Prieksat seconded. With members Prieksat, Fitzgerald, Schuler, and Lammers voting “Aye”, motion carried.

Mayor Robinson discussed the new rules for the City Tree Dump. There will now be a lock on the tree dump and residents of the City of Fort Calhoun can check out a key at City Hall. They must show their I.D. and fill out a log to check out a key.

Member Prieksat made a motion to approve the addendum to the 2018-2020 Law Enforcement Services Agreement between Washington County and the City of Fort Calhoun. The total annual increase is \$378.94 for 2019-2020 contact costs. With members Lammers, Prieksat, Fitzgerald, and Schuler voting “Aye”, motion carried.

Council discussed RFP for Auditing Services, received from AMGL (Almquist, Maltzahn, Galloway & Luth). Member Prieksat made a motion seconded by member Lammers to approve the RFP. They will begin with the 2018-2019 audit. With members Schuler, Lammers, Prieksat, and Fitzgerald voting “Aye”, motion carried.

Member Fitzgerald made a motion to approve the quote from Power Manager for software services and include in the agreement that the conversion will not exceed \$2,000. Motion seconded by member Lammers. With members Fitzgerald, Schuler, Lammers, and Prieksat voting “Aye”, motion carried.

Council discussed the purchase of Ford F-550 for \$67,641 (based off Nebraska state contract #14704) minus the sale/trade-in of the Ford F-450 and possible financing through Two Rivers Bank. Member Schuler made a motion seconded by member Prieksat to approve the purchase. With members Prieksat, Fitzgerald, Schuler, and Lammers voting “Aye”, motion carried.

Member Fitzgerald made a motion seconded by member Prieksat to acknowledge the adoption of the 2015 International Building Code, International Plumbing Code, International Mechanical Code, and International Residential Code. With members Lammers, Prieksat, Fitzgerald, and Schuler voting “Aye”, motion carried.

Following a motion and vote, Mayor Robinson declared the meeting adjourned at 8:07 p.m.

Mitch Robinson, Mayor

ATTEST: Alicia Koziol, City Clerk