

## ***JUNE 18, 2018 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 o'clock p.m., on Monday, June 18, 2018 at the Fort Calhoun 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.

Notice of this meeting was also given to the Mayor and all Council Members. Availability of the agenda was communicated in the 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 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: Bob Prieksat, Nick Schuler, and Lori Lammers. Terry Fitzgerald was absent.

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

Member Lammers made a motion seconded by member Schuler to approve the May 21, 2018 City Council minutes. With Members Lammers, Prieksat and Schuler voting "Aye", motion carried.

Member Schuler made a motion seconded by Member Prieksat to approve the Treasurer's Report. With Members Schuler, Lammers and Prieksat voting "Aye", motion carried.

Member Prieksat made a motion seconded by Member Lammers to approve the following bills for payment:

OPPD, 3405.40, utl; MUD, 148.68, utl; Papio M-R NRD, 6590.89, water; Abe's Trash Service, 742.40, ser; Access Systems Leasing, 187.44, sup; Aflac, 241.44, ben; Am. Broadband, 607.47, utl; BOK Financial, 3843.75, wire; Bomgaars, 823.78, sup; Boyle Hess & Elliot, 630.00, ser; Chase Bank, 48738.75, wire; City of Blair, 4875.25, ser; Cline Williams, 1350.00, ser; Conoco Fleet, 440.71, ser; EMC Insurance, 1652.00, audit; Enterprise Media, 135.00, ser; Fastenal, 81.50, sup; JEO Consulting, 5400.00, ser; Kinghorn Gardens, 2500.00, ser; Loveland Grass, 297.70, sup; Michael Todd & Co., 131.75, sup; NE Public Health Env Lab, 515.00, test; NE DEQ, 14900.07, tax; Nebraska Sweeping, 2278.38, ser; Postmaster, 135.45, ser; Ramada, 359.80, conf; Talbow Law Office, 3804.17, ser; Tinkham Land Surveying, 111.50, ser; United Healthcare, 6402.45, ins; Verizon, 159.02, exp; VISA(Two Rivers), 1056.78, sup;

With Members Schuler, Lammers and Prieksat voting "Aye", motion carried.

Member Prieksat made a motion seconded by Member Lammers to approve the Washington County Sheriff's Office statistics for May 2018. With members Prieksat, Schuler and Lammers voting "Aye", motion carried.

Member Schuler made a motion seconded by Member Lammers to approve the May 28, 2018 Enhancement minutes. With Members Lammers, Prieksat and Schuler voting "Aye", motion carried.

Member Schuler made a motion seconded by Member Prieksat to approve the June 7, 2018 Park Board minutes. With Members Schuler, Lammers and Prieksat voting "Aye", motion carried.

Member Prieksat made a motion seconded by Member Schuler to approve the June 12, 2018 Board of Adjustment minutes. With Members Schuler, Lammers and Prieksat voting "Aye", motion carried.

The May-June maintenance report was placed on file.

Member Prieksat made a motion seconded by Member Lammers to approve Amanda Schrum's request for street closure for the Street Dance & Cook-off on August 11th. The streets would be closed from Monroe street at the bank parking lot to intersection of 13<sup>th</sup> and Monroe and down to the Presbyterian church parking lot and to the alley on the south side of the Longhorn parking lot. They will close the streets from noon until 1:00 a.m. With members Prieksat, Schuler and Lammers voting "Aye", motion carried.

Member Prieksat made a motion seconded by Member Lammers to approve Jeanne Knights request for SDL for the Street Dance & Cook-off on August 11th from 3:00 p.m.-2:00 a.m. at the Longhorn or Community Center (weather dependent). Jeanne provided a map of the layout of the beer garden. With Members Lammers, Prieksat and Schuler voting "Aye", motion carried.

Member Prieksat made a motion seconded by Member Schuler to authorize survey of the City water tower lots west of property owners on 17th Street and sale to adjoining owners and approved \$600/lot for the individual parcels to be transferred for sale to the landowners. With Members Schuler, Lammers and Prieksat voting "Aye", motion carried.

Member Prieksat made a motion seconded by Member Schuler to authorize the sale of the remaining lot once a survey is completed and beginning the remonstrance period. Details on sale process will be determined at a later date. With Members Schuler, Lammers and Prieksat voting "Aye", motion carried.

City Engineer, Lucas Billesbach, gave a presentation of the Fort Calhoun Trail Feasibility Study – Fort Atkinson SHP to West Market Square Park. He explained the phases, funding, and maps from the study. Member Schuler made a motion seconded by Member Lammers to accept the study. With members Prieksat, Schuler and Lammers voting "Aye", motion carried.

Member Schuler made a motion seconded by Member Prieksat to authorize JEO to prepare a submission to the Recreational Trails Program for the Fort Calhoun Trail Feasibility Study – Fort Atkinson SHP to West Market Square Park and authorize the mayor to sign. With Members Lammers, Prieksat and Schuler voting "Aye", motion carried.

Member Prieksat made a motion seconded by Member Lammers to approve Task Order 131216.21 – for JEO to revise the Storm Water Standards Ordinance. City adopted Omaha's Storm Water Manual years ago. They will be creating a new Ordinance that works best for Fort Calhoun. With Members Schuler, Lammers and Prieksat voting "Aye", motion carried.

Member Prieksat made a motion seconded by Member Schuler to approve Pay Application No. 1 in the amount \$243,220.09 to Welchert Woodworking, Inc. for the City Maintenance Building. Lucas said things are coming along nicely with the building. With Members Schuler, Lammers and Prieksat voting "Aye", motion carried.

The engineer gave an update on the 2016 Water System Improvements warranty work. He discussed the mess along the county road and seeding work. He has stayed in contact with Nelson Construction regarding the issues. There is still \$5,000 on the contract for erosion control that was never utilized by the contractor for silt fence they never put in that can be used to fix erosion issues.

Member Prieksat introduced Resolution No. 2018-4 and moved for its passage and adoption. Motion seconded by member Schuler. On roll call the following voted "Aye": Prieksat, Schuler and Lammers. 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, Section 3-115 of the Municipal Code of the City of Fort Calhoun, provides that the governing body may, by resolution, provide for the placing of stop signs or other signs for the purpose of stopping or regulating traffic on any street or alley within the Municipality's jurisdiction.

WHEREAS, the City of Fort Calhoun, Nebraska is interested in the public health and safety of the citizens of the City;  
and,

WHEREAS, the City of Fort Calhoun, Nebraska desires to establish the following traffic control, to-wit:

- Install a stop sign at the intersection of Cherry Hills Lane and Sunset Drive, on the south side of Sunset Dr.
- BE IT FURTHER RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF FORT CALHOUN, NEBRASKA, that following the passage and publication of this resolution it shall be unlawful for any person to fail, neglect or refuse to comply with any such stop sign.

ADOPTED THIS 18th DAY OF JUNE 2018.

CITY OF FORT CALHOUN, NEBRASKA  
MITCH ROBINSON, MAYOR

ATTEST:  
ALICIA KOZIOL, CITY CLERK

Member Prieksat introduced Resolution No. 2018-5 and moved for its passage and adoption. Motion seconded by member Lammers. On roll call the following voted "Aye": Lammers, Prieksat, 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 of Fort Calhoun, Nebraska did heretofore enter into contract with Rock Hard Concrete, Inc., Fort Calhoun, Nebraska, for the, construction of improvements in Street Improvement District No. 2016-1 in the City of Fort Calhoun, which contract was duly approved by the Mayor and City Council and executed in accordance with such action.

WHEREAS, the contract for the work in Street Improvement District No. 2016-1, in the City of Fort Calhoun, Nebraska, has heretofore been completed in accordance with the terms and stipulations of the plans and specifications according to the reports and recommendations of the City's Engineers.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Fort Calhoun, Nebraska, that the certificate of completion and the recommendations of acceptance by the City's Engineers, JEO Consulting Group, Inc., and the work completed in Street Improvement District No. 2016-1 in the City of Fort Calhoun, Nebraska, has heretofore been accepted by action of the Mayor and City Council and now be and hereby is accepted, and that the improvements constructed under the contracts referred to above be accepted and that the prior actions of the Mayor and City Council, and the City Clerk in approval and payment of the amounts due the Contractor are in all respects approved, ratified and confirmed.

Passed and approved this 18th day of June 2018.

CITY OF FORT CALHOUN, NEBRASKA  
Mitch Robinson, Mayor

ATTEST:  
Alicia Koziol, City Clerk

Member Schuler introduced Resolution No. 2018-6 and moved for its passage and adoption. Motion seconded by member Lammers. On roll call the following voted "Aye": Schuler, Lammers, and Prieksat. 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 of Fort Calhoun, Nebraska did heretofore enter into contract with M.E, Collins Contracting Co., Inc., Wahoo, Nebraska, for the, construction of improvements in Street Improvement District No. 2016-2 in the City of Fort Calhoun, which contract was duly approved by the Mayor and City Council and executed in accordance with such action.

WHEREAS, the contract for the work in Street Improvement District No. 2016-2, in the City of Fort Calhoun, Nebraska, has heretofore been completed in accordance with the terms and stipulations of the plans and specifications according to the reports and recommendations of the City's Engineers.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Fort Calhoun, Nebraska, that the certificate of completion and the recommendations of acceptance by the City's Engineers, JEO Consulting Group, Inc., and the work completed in Street Improvement District No. 2016-2 in the City of Fort Calhoun, Nebraska, has heretofore been accepted by action of the Mayor and City Council and now be and hereby is accepted, and that the improvements constructed under the contracts referred to above be accepted and that the prior actions of the Mayor and City Council, and the City Clerk in approval and payment of the amounts due the Contractor are in all respects approved, ratified and confirmed.

Passed and approved this 18th day of June 2018.

CITY OF FORT CALHOUN, NEBRASKA  
Mitch Robinson, Mayor

ATTEST:  
Alicia Koziol, City Clerk

Member Prieksat introduced Resolution No. 2018-7 and moved for its passage and adoption. Motion seconded by member Schuler. On roll call the following voted "Aye": Schuler, Lammers, and Prieksat. 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 of Fort Calhoun has heretofore contracted for and accepted the work of the contractors in Street Improvement District Nos. 2016-1 and 2016-2 and based on the report of JEO Consulting Group, Inc., as the City's Engineers and their statement of costs and certificates of completion, plats and schedules of assessments proposed to be levied in said Districts have been prepared in preliminary form.

Now, therefore, be it resolved by the Mayor and City Council that said plats and schedules of assessments in Street Improvement District Nos. 2016-1 and 2016-2, are hereby ordered to be received and placed on file in the office of the City Clerk,

And now therefore be it further resolved as follows:

Section 1. That the Mayor and City Council will meet as a Board of Equalization at 7:00 o'clock on the 20th day of August 2018, at the City Hall in Fort Calhoun, Nebraska to consider the levy of special assessments in Street Improvement District Nos. 2016-1 and 2016-2, and

Section 2. That the notice of said meeting shall be given to all persons appearing to have an interest in said properties subject to assessment in said Street Improvement District Nos. 2016-1 and 2016-2, by publication in five (5) issues of the Pilot Tribune, a newspaper of general circulation in the City of Fort Calhoun, Nebraska, on the following dates:

July 17, 2018  
July 24, 2018  
July 31, 2018  
August 7, 2018  
August 14, 2018

Section 3. That the City Clerk be and hereby is instructed to mail a copy of said Notice to all known resident and non-resident owners of property in Street Improvement District Nos. 2016-1 and 2016-2, and to any other party appearing to have a direct interest in such action or proceedings; and

Section 4. That at said time and place, the Mayor and City Council of said City will grant a hearing to all persons interested and will pass a resolution making said special assessments as provided by law.

Passed this 18th day of June 2018.

CITY OF FORT CALHOUN, NEBRASKA  
Mitch Robinson, Mayor

ATTEST:  
City Clerk

Member Prieksat made a motion seconded by Member Schuler to approve Mayor Robinson's recommendation for Five (5) year Pay Scale to include the Community and Economic Development Coordinator was approved. With members Prieksat, Schuler and Lammers voting "Aye", motion carried.

Following a motion by Prieksat, seconded by Lammers, and vote, Mayor Robinson declared the meeting adjourned at 8:06 p.m.

Mitch Robinson, Mayor

ATTEST:  
Alicia Koziol, City Clerk