

## **MARCH 16, 2020 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, March 16, 2020 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.

Advance notice of this meeting was also given to the Mayor and all Council Members. Availability of the agenda was 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: Lori Lammers, Bob Prieksat, and Nick Schuler.

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

Mayor Robinson led those present in the Pledge of Allegiance.

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

*(The consent agenda included: February 19, 2020 City Council minutes, March 2, 2020 Special City Council minutes, February 2020 Treasures Report, March 9, 2020 Planning Commission minutes, February 6, 2020 City Council minutes, Maintenance Report, February 2020 Washington County Sheriff's Statistics)*

Member Prieksat made a motion seconded by member Schuler to approve the following bills: OPPD, 2719.39, utl; MUD, 286.24, utl; Papio M-R NRD, 4910.95, water; Abe's Trash, 110.70, ser; Access Systems, 334.56, ser; Access Systems Leasing, 187.44, sup; Aflac, 567.96, ben; Am. Broadband, 571.61, utl; Berger, Elliott, & Pritchard, 1000.00, audit; Bomgaars, 90.87, sup; Brians Tree Service, 220.00, ser; Cappel Auto Supply, 290.90, sup; Chase, 6958.75, bond; City of Blair, 6834.08, ser; Conoco Fleet, 185.19, ser; Corban Helmandollar, 226.20, reimb; Deb Sutherland, 18.99, reimb; EFTPS, 2315.88, payroll tax; Enterprise Media, 245.28, ser; Home Depot Credit Services, 241.66, sup; iHeartMedia, 2755.00, ser; JDS Services, 70.00, ser; JDW Midwest, 962.01, ser; JEO Consulting, 44773.73, ser; Johnson Controls, 481.00, ser; Katie Knight, 57.55, reimb; NE Public Health Env Lab, 15.00, test; NE Dept of Rev, 451.88, tax; NE Sales Tax, 3152.49, tax; One Call Concepts, 61.62, ser; Postmaster, 143.15, ser; Talbot Law, 1557.50, ser; The American Funds Group, 803.42, IRA; Thiele Geotech, 12517.00, ser; Two Rivers Bank, 12517.00, pymt; United Healthcare, 8422.09, ins; Verizon, 130.23, exp; VISA(Two Rivers), 2349.78, sup; Washington County Sheriff, 5692.30, ser; with members Lammers, Prieksat, and Schuler voting "Aye", motion carried.

It was noted that there was an error in the February 19, 2020 City Council minutes. Member Schuler made a motion to amend the minutes. Member Prieksat seconded the motion. With members Prieksat, Schuler, and Lammers voting "Aye", motion carried.

The public hearing relating to ADOPTING AND INCORPORATING BY REFERENCE A REVISED ZONING ORDINANCE AND SUBDIVISION REGULATIONS FOR THE CITY OF FORT CALHOUN, NEBRASKA opened at 7:05 p.m. With no written or public comments, the public hearing closed at 7:05 p.m.

Jim McNally with Municipal Code Services presented the final draft of the revised Fort Calhoun Municipal Code. Updates to the book are free for a year.

Member Prieksat made a motion to not take action on the Parking Lot License Agreement (Northern Hills Ventures Redevelopment Project). Council explained that there were issues with the cost and waiving of certain fees. Member Lammers seconded the motion. With members Schuler, Lammers, and Prieksat voting "Aye", motion carried.

Member Schuler made a motion seconded by member Lammers to approve the plans and specifications for the 2020 Adams Street Corridor Park Improvements Phase 2 and 3 Project and authorize JEO Consulting Group to work with the clerk to establish a bid date and advertise for the same. City Engineer, Lucas Billesbach, explained that project is split up into group A & B. Group A is the infrastructure associated with underground work and group B is the splash pad, shade shelter, and landscaping. Total project cost estimated at \$675,000 (originally started at \$550,000). The increase is due to most of the infrastructure that was not anticipated. The contract is laid out to bid group A & group B at the same time. Group A would be awarded and under construction this summer and group B would not be awarded until the end of July and start date would be in September. With members Prieksat, Schuler, and Lammers voting "Aye", motion carried.

Member Prieksat made a motion seconded by member Schuler to award a construction contract to Western Engineering in the amount of \$305,991.67 for Groups A, B, and C for the 2020 Asphalt Overlay Project. With members Lammers, Prieksat, and Schuler voting "Aye", motion carried.

City Engineer gave an update on the 2020 Lift Station Flood Protection Improvements Project. The grant application is in.

Member Schuler made a motion to introduce **Ordinance 761** entitled:

AN ORDINANCE ADOPTING AND INCORPORATING BY REFERENCE A REVISED COMPREHENSIVE ZONING AND SUBDIVISION REGULATIONS FOR THE CITY OF FORT CALHOUN, NEBRASKA; REPEALING ORDINANCE NO. 687, ADOPTED FEBRUARY 18, 2013, AND ALL OTHER ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

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

Member Schuler made a motion for final approval of Ordinance 761, and member Lammers seconded. With members Prieksat, Schuler, and Lammers voting "Aye", motion carried

Member Prieksat made a motion seconded by member Schuler to not approve **Resolution 2020-3 – Traffic Control (15<sup>th</sup> Street)**. With members Lammers, Prieksat, and Schuler voting "Aye", motion carried.

Member Prieksat made a motion to introduce **Ordinance 762** entitled:

AN ORDINANCE OF THE CITY OF FORT CALHOUN, NEBRASKA, REVISING AND CODIFYING THE GENERAL ORDINANCES OF THE CITY AND REPEALING PRIOR ORDINANCES IN CONFLICT HEREWITH.

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

Member Prieksat made a motion for final approval of Ordinance 762, and member Schuler seconded. With members Prieksat, Schuler, and Lammers voting "Aye", motion carried

Member Prieksat introduced **Resolution 2020-4 – Authorizing the revised Municipal Code Book to be printed and published** and moved for its passage and adoption. Member Schuler seconded the motion. On roll call the following voted "Aye": Lammers, Prieksat, and Schuler. The passage and adoption of said Resolution having been concurred by most of all members of the Council, the Mayor 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.

A true and complete copy of the said Resolution is as follows:

**RESOLUTION NO. 2020-4**

A RESOLUTION BY THE MAYOR AND CITY COUNCIL OF THE CITY OF FORT CALHOUN, NEBRASKA, DIRECTING THE CITY CLERK TO CAUSE ORDINANCE NO. 762 TO BE PRINTED AND PUBLISHED IN BOOK FORM BY MUNICIPAL CODE SERVICES OF NELIGH, NEBRASKA.

BE IT RESOLVED by the Mayor and City Council of the City of Fort Calhoun, Nebraska, that the City Clerk of said City be and she hereby is directed to cause Ordinance No. 762 of the City of Fort Calhoun, Nebraska, which was on this date duly passed by said City Council and approved by the Mayor of said City, to be printed and published in book form by Municipal Code Services of Neligh, Nebraska, within 30 days after this date, and that said printed ordinances be kept in the custody of the City Clerk.

IN WITNESS WHEREOF, this resolution was approved and executed this 16<sup>th</sup> day of March 2020.

CITY OF FORT CALHOUN, NEBRASKA  
Mitch Robinson, Mayor

ATTEST:  
Alicia Koziol, City Clerk

Council accepted the resignation of Terry Fitzgerald. Mayor Robinson announced a vacancy on the City Council, which will be advertised.

Council discussed the 2020 Triple Crown Sports Agreement. Member Schuler made a motion to approve the agreement. With no second, the motion died.

Maintenance Supervisor, Corban Helmandollar, discussed purchasing brine equipment using the proceeds from the sale of the truck. The truck sold by auction for \$15,500. They are looking at purchasing a 450-gallon brine maker for \$14,950 and using the rest of the proceeds for brine applicating equipment. Member Prieksat made a motion seconded by member Schuler to approve the purchase. With members Lammers, Prieksat, and Schuler voting "Aye", motion carried.

The Mayor announced the dates for the Annual Spring Clean-Up, providing Dumpster(s) at the City Shop: Saturday, April 4th through Sunday, April 26<sup>th</sup>.

➤ *Note, FCFD Fire Chief Dan Mallory will allow Open Burning with a BURN PERMIT during this time.*

Mayor Robinson entertained a motion to add an agenda item for an Emergency Corona Virus Update. Member Prieksat made a motion, seconded by member Lammers. With members Schuler, Lammers, and Prieksat voting "Aye", motion carried.

- City offices will remain open to the public for the time being, but that could change anytime, depending on ...
- City parks and ball fields will remain open
- There will be no unofficial City functions or meetings (Parks, Enhancement, or Planning Commission)
- Will be looking into video conferencing for upcoming Council meetings

Following a motion and vote, Mayor Robinson declared the meeting adjourned at 8:09 p.m.

Mitch Robinson, Mayor

ATTEST: Alicia Koziol, City Clerk