

MARCH 2, 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 5:30, on Monday, March 2, 2020 at the Fort Calhoun Council Chambers, in Fort Calhoun, Nebraska.

Notice of the meeting was given in advance thereof by posting in three locations.

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: Bob Prieksat, Nick Schuler, and Lori Lammers.

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 introduced **Resolution 2020-2 – Providing for the Sale of Personal Property** 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 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 - 2

TO PROVIDE FOR THE SALE OF SURPLUS PERSONAL PROPERTY BELONGING TO THE CITY AND FOR FINDINGS THAT THE FAIR MARKET VALUE OF SAID PROPERTY IS GREATER THAN FIVE THOUSAND DOLLARS AND THAT ITS SALE IS NECESSARY, EXPEDIENT AND IN THE BEST INTEREST OF THE CITY; TO PROVIDE THE SALE SHALL BE CONDUCTED BY PUBLIC AUCTION, THE CITY RETAINING THE RIGHT TO REJECT ANY AND ALL BIDS; AND TO FURTHER PROVIDE FOR THE POSTING AND PUBLICATION OF A NOTICE OF SALE.

WHEREAS, the City of Fort Calhoun, Washington County, Nebraska, a Municipal Corporation, is the owner of a certain item of personal property which are specifically described upon the attached Exhibit "A", and by this reference made a part hereof, and

WHEREAS, it has been found and determined that the above-described item of personal property are being used in the operation of the City, nor will they be; that the same constitutes "surplus"; and that their sale is in the best interest of the City, and

WHEREAS, it is further found that the fair market value of said surplus property, collectively, and as to each individual item, is greater than five thousand dollars, and

WHEREAS, the Mayor and City Council have further found and determined that the sale of the item of the above-described personal property, should be made "as-is", without warranties; further, by public auction; a minimum bid of ten thousand dollars (\$10,000) required; the City reserving the right to reject any and all bids, and

WHEREAS, in compliance with the requirements of Section 5-107 of the Fort Calhoun Municipal Code, as amended, and of Neb. Rev. Stats., Section 17-503.02, as amended, it is determined to be necessary to post a Notice of Sale, and that the Municipal Clerk, advertises for bids;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF FORT CALHOUN, NEBRASKA, AS FOLLOWS:

Section 1. That the above-described personal property owned by this City, listed on the attached Exhibit "A" shall be sold in an "as-is" condition, without warranties; by public auction, the City reserving the right to reject any or all bids.

Section 2. That Notice of this Sale shall be posted in three prominent places within the City for a period of not less than seven days prior to the sale of the property, and shall describe the property and state the terms and conditions of sale; and that the Municipal Clerk, also published a Notice of Sale in a newspaper of general circulation within the county.

Section 3. Following passage of this Resolution directing the sale of the above-described personal property, the posting of the above-described Notice of Sale, and elective publication of Notice of Sale, the property shall then be sold to the highest bidder(s) for cash, a minimum bid of ten thousand dollars (\$10,000) required; subject to the right of rejection retained by the City.

Section 4. As may reasonably be required to convey the interest of the City in said personal property to the purchaser, the Mayor and Municipal Clerk are hereby authorized and empowered to execute and deliver to the successful purchaser(s) whatever evidence of assignment of title and ownership as may be reasonably required.

DATED this 2nd day of MARCH 2020

CITY OF FORT CALHOUN, NEBRASKA
Mitch Robinson, Mayor

ATTEST:
Alicia Koziol, City Clerk

EXHIBIT "A"

NOTICE OF PUBLIC SALE

Notice is hereby given that the City of Fort Calhoun, Nebraska, proposes to offer for **sale by public auction**, at **6:30 p.m.** on the **16th day of March 2020**, at City Hall, Fort Calhoun, Nebraska the following-described items of personal property, to be sold for cash, "as-is" and without warranty of condition. A minimum bid of ten thousand dollars (\$10,000) required.

The city shall have the right to accept or reject any and all bids submitted, in accordance with Section 5-107 of the Fort Calhoun Municipal Code and Neb. Rev. Stats. Section 17-503.02, both as amended.

*Item can be viewed during normal working hours, by appointment.
Contact Corban at 402-306-6242.*

ITEM

1999 FORD, F450 Dump Truck

VIN: 1FDXF47F9XEB92560

20,400 miles

2012 WESTERN, Pro Plus Ultra-mount 9' Snow Plow

Minimum Bid: \$10,000

CITY OF FORT CALHOUN, NEBRASKA
Mitch Robinson, Mayor

ATTEST:
Alicia Koziol, City Clerk

Mayor Robinson discussed the process for filling a future vacancy. The council will accept the resignation at the next meeting and the mayor will announce the vacancy. A special meeting will then be held to approve the mayor's recommendation for the new council member.

Following a motion and vote, Mayor Robinson declared the meeting adjourned at 5:39 p.m.

Mitch Robinson, Mayor

ATTEST: Alicia Koziol, City Clerk