

AUGUST 16, 2021 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 16, 2021, 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 communicated in the advance notice and in the notice to the Mayor and Council Members.

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, John Kelly, Andy Bowser, and Bob Prieksat.

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 led those present in the Pledge of Allegiance.

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

Member Schuler made a motion seconded by member Bowser to approve the following consent agenda: *July 19, 2021 City Council minutes, Treasures Report for July 2021, August 5, 2021 Park Committee minutes, July 26, 2021 Enhancement Committee minutes, Maintenance Report, July 2021 Washington County Sheriff's Statistics*; with members Prieksat, Schuler, Kelly, and Bowser voting "Aye", motion carried.

Mayor Robinson presented the bills. Member Prieksat made a motion seconded by member Schuler to approve the following bills: ABE'S PORTABLES - 125.00, ABE'S TRASH SERVICE, INC. - 245.16, ACCESS SYSTEMS LEASING - 187.44, AFLAC - 206.54, AMERICAN BROADBAND - 514.61, BLAIR ACE HARDWARE - 23.99, BOMGAARS - 447.12, CHASE BANK - 10465.00, CITY OF BLAIR - 3073.93, CONOCO FLEET - 844.37, CORE & MAIN - 2279.84, CUMMINS CENTRAL POWER, LLC - 751.76, EMC INSURANCE COMPANIES - 2148.00, EFTPS - 2005.02, ENTERPRISE MEDIA GROUP - 189.81, FC COMM SCHOOLS FOUNDATION - 2000.00, IDEAL PURE WATER - 28.00, JDW MIDWEST, LLC - 482.82, JEO CONSULTING GROUP, INC. - 5713.65, JM ONLINE - 58.00, LEAGUE OF NEBR. MUNICIPALITIES - 3714.00, M.U.D. - 169.91, MUNICIPAL CODE SERVICES, INC. - 100.00, NE DEPT OF REV-LOTTERY TAX - 1074.00, NE PUBLIC HEALTH ENV LAB - 15.00, NEBRASKA DEPT OF REV - 271.71, NEBRASKA SALES TAX - 4068.06, O.P.P.D. - 3379.20, ONE CALL CONCEPTS, INC - 15.39, PAPIO-MISSOURI RIVER N. R. D. - 10843.81, POSTMASTER - 150.12, TALBOT LAW OFFICE - 2275.00, THE AMERICAN FUNDS GROUP - 1349.69, THE SIGN DEPOT - 67.37, UNITED HEALTHCARE - 4728.71.00, UTILITIES SECTION-LEAGUE - 518.00, VISA - 1621.85, WASHINGTON CO. REG. OF DEEDS - 10.00, Total - 66,161.88; with members Bowser, Prieksat, Schuler, and Kelly voting "Aye", motion carried.

Washington County Bank and Two Rivers Bank both discussed the benefits of banking with them. Member Prieksat made a motion seconded by member Bowser to designate Washington County Bank as the City's depository bank. With members Kelly, Bowser, and Prieksat voting "Aye", and member Schuler abstaining, motion carried

Larry Kusek, Fort Calhoun Legion, discussed the drainage issue in front of the Legion. The ditch in front of Legion fills up quickly from runoff that comes down Court Street causing it to run into the parking lot. Larry asked if the city would clean out the ditches and the Legion would purchase new tubes. Mayor Robinson told him to work with Maintenance Supervisor, Corban Helmandollar, and Street Commissioner, Andy Bowser, to come up with a solution for the drainage issue.

Member Prieksat made a motion seconded by member Kelly to approve \$2,000 in Keno funds for the first annual Alumni Weekend. With members Prieksat, Schuler, Kelly, and Bowser voting "Aye", motion carried.

Member Schuler introduced **Resolution 2021-13 – Application for the Recreational Trails Program** and moved for its passage and adoption. Member Kelly seconded the motion. On roll call the following voted "Aye": Bowser, Prieksat, Schuler, and Kelly. 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 2021-13

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 City 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 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 this 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.
5. The City 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 disability access and use standards where they can be reasonably applied, in accord with the American with Disability Act of 1991.
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 day 16th of August 2021.

Mitch Robinson
Mayor

ATTEST:
Alicia Koziol, City Clerk

Member Schuler introduced **Ordinance 781; Annexation of Tax Lots 82 & 111 (11-17-12)** and made a motion to go forward with the second reading. Member Kelly seconded the motion. With members Kelly and Schuler voting "Aye", members Bowser and Prieksat voting "Nay", and the mayor voting "Aye", motion carried.

Member Schuler introduced **Ordinance 782** entitled:

AN ORDINANCE AMENDING ARTICLE IV – ANIMALS GENERALLY, SECTION 3-404: FOWLS; APPLICATION PROCESS, AND TO REPEAL ALL 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 Kelly seconded the motion. With members Schuler, Kelly, Bowser, and Prieksat voting "Aye", motion carried.

Member Schuler made a motion for final approval of Ordinance 782 and member Kelly seconded. With members Prieksat, Schuler, Kelly, and Bowser voting "Aye", motion carried.

Mayor Robinson appointed member Prieksat, member Kelly, and Maintenance Supervisor, Corban Helmandollar, to look into security cameras for the parks.

Following a motion and vote, Mayor Robinson declared the meeting adjourned at 7:41 p.m.

Mitch Robinson, Mayor

ATTEST: Alicia Koziol, City Clerk