

AUGUST 15, 2022 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 15, 2022, at the Fort Calhoun Council Chamber, 110 S 14th St, 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: Andy Bowser, John Kelly, Bob Prieksat and Nick Schuler.

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, Council President Prieksat presided, and the clerk recorded the proceedings.

Member Schuler made a motion seconded by member Bowser to approve the following consent agenda items: *July 18, 2022 City Council minutes; Treasures Report for July; August 4, 2022 Park Committee minutes; Maintenance Report; July 2022 Washington County Sheriff's Statistics*; with members Bowser, Kelly, Prieksat, and Schuler voting "Aye", the motion carried

Mayor Robinson presented the bills. Member Prieksat made a motion seconded by member Schuler to approve the following bills: A P PLUMBING, LLC - 350.00, ABE'S PORTABLES - 250.00, ABE'S TRASH SERVICE, INC. - 348.75, AFLAC - 166.83, 39.71, AMERICAN BROADBAND - 468.28, BLAIR ACE HARDWARE - 62.98, BOMGAARS - 638.89, CENTRALTAX & BOOKKEEPING SERVICES - 480.00, CITY OF BLAIR - 3879.06, CLINE WILLIAMS - 375.00, COMMONWEALTH ELECTRIC COMPANY - 791.84, CONOCO - 825.89, CORE & MAIN - 760.05, 422.00, CROUCHRECREATIONAL INC. - 12818.36, DICK'S ELECTRIC - 3675.00, EFTPS - 1260.38, 294.76, 752.75, EMBRIS GROUP, LLC - 2537.50, EMCINSURANCE COMPANIES - 392.50, ENTERPRISE MEDIA GROUP - 72.23, 9.45, 18.90, 2.27, 14.40, 1537.50, FC COMM SCHOOLS FOUNDATION - 2500.00, HENTON TRENCHING, INC. - 1538.62, HOME DEPOT CREDIT SERVICES - 759.47, IDEAL PURE WATER - 18.24, JDW MIDWEST, LLC - 275.00, JEO CONSULTING GROUP, INC. - 281.25, 3790.00, KAMB & C ENTERPRISES - 65.00, M.U.D.- 86.49, NE DEPT OF REVENUE - 322.98, NE PUBLIC HEALTH ENV LAB - 15.00, NEBRASKA PLANNING & ZONING - 190.00, NE SALES TAX - 2980.11, OPPD - 3363.83, ONE CALL CONCEPTS, INC - 84.26, PAPIO - MISSOURI RIVER N. R. D. - 4456.05, 12251.08, POSTMASTER - 184.80, SEILER INSTRUMENT & MFG CO INC - 1304.34, TALBOT LAW OFFICE - 210.00, THE AMERICAN FUNDS GROUP - 1494.67, UNITED HEALTH CARE - 2772.69, VISA - 1851.84, WASHINGTON COUNTY SHERIFF - 12320.70, Total – 86,361.70; with members Bowser, Kelly, Prieksat, and Schuler voting "Aye", the motion carried.

The public hearing relating to CLASS C – BEER, WINE, DISTILLED SPIRITS, ON AND OFF SALES LIQUOR LICENSE APPLICATION FOR HANGOUT AT THE HORN LLC – LONGHORN BAR & GRILL, 101 S 14TH STREET, FORT CALHOUN, WASHINGTON COUNTY, NEBRASKA opened at 7:04 p.m. There were no written or public comments. The public hearing closed at 7:04 p.m.

Member Kelly made a motion seconded by member Schuler to approve the Class C – Beer, Wine, Distilled Spirits, On and Off Sales Liquor License Application for Hangout at the Horn LLC – Longhorn Bar & Grill. With members Kelly, Prieksat, Schuler, and Bowser voting "Aye", motion carried.

Member Prieksat made a motion seconded by member Kelly to approve the request from the Fort Calhoun Community Schools Foundation for \$2,500 in Keno funds for the second annual Alumni Weekend. Donald Johnson, Executive Director of Fort Calhoun Community Schools Foundation, discussed the event. The funds raised from the event last year were put towards scholarships, a benevolence fund, and teacher classroom fund. With members Kelly, Prieksat, Schuler, and Bowser voting "Aye", motion carried.

Member Prieksat made a motion seconded by member Schuler to approve the request from Fort Calhoun High School for a special firework display after the Homecoming football game on September 16th. With members Kelly, Prieksat, Schuler, and Bowser voting "Aye", motion carried.

Member Prieksat made a motion seconded by member Schuler to approve amendment No. 2 in the amount of \$13,880.40 to JEO Consulting Group, Inc.'s design agreement for the 2022 Lift Station Flood Mitigation Improvements project to add Section 404 Nationwide permitting assistance, geotechnical materials testing, and Davis-Bacon Act administration assistance. With members Schuler, Bowser, Kelly, and Prieksat voting "Aye", motion carried.

Lucas Billesbach, City Engineer, discussed the plans and specifications for the 2022 Lift Station Flood Protection Improvements prepared by JEO Consulting Group, Inc. Member Prieksat made a motion seconded by member Schuler to approve the plans for the 2022 Lift Station. Lucas explained they want to get wetland delineation done before bidding. The bidding process needs to be done by end of September. With members Bowser, Kelly, Prieksat, and Schuler voting "Aye", motion carried.

Member Bowser made a motion seconded by member Schuler to authorize JEO to work with the clerk to set a bid date for the 2022 Lift Station Flood Protection Improvements and begin advertising for bids. With members Schuler, Bowser, Kelly, and Prieksat voting "Aye", motion carried.

Member Prieksat made a motion seconded by member Schuler to approve Task Order 220002.01 with Embris Group, LLC in the amount of \$22,000.00 to conduct a strategic planning process and the development of a capital improvements plan. The last Strategic Plan was completed in 2015. Lucas explained the plans and why they are important for the city. The strategic plan is created to achieve tasks and done more routinely. The Capital Improvement Plan is an accumulation of specific projects from the Strategic Plan. A plan advisory committee will be appointed for the planning and process. With members Kelly, Prieksat, Schuler, and Bowser voting "Aye", motion carried.

Lucas gave an update on Phase 4 & 5 of the Adams Park Plaza trail project. Final walk thru was completed Friday, August 12th but most of the concerns have been addressed since then. There were some utility conflicts in the beginning, but everything was resolved.

Lucas and the council discussed the 1 & 6 Year Road Plan. The road plan is in line with the budget and will be considered for approval next month. Lucas went over the main projects identified in the one-year plan.

Council discussed the request to vacate the south half of Court Street on lots #1 & #2, block 65 (between 7th & 8th Street). Scott Hopkins, 202 S. 7th St, explained his main reason for the request and biggest concern was that his house is currently sitting on public property (Court Street). The City Engineer made a recommendation that the city get a temporary easement in case anything comes up while working on the trail but noted he supported the request for vacate. Mayor Robinson said they will vote on the vacate next month.

Ordinance 791 Vacating a portion of Court Street was tabled.

Member Prieksat introduced **Ordinance 792** entitled:

AN ORDINANCE OF THE CITY OF FORT CALHOUN, NEBRASKA CREATING STREET IMPROVEMENT DISTRICT NO. 2022-1; DEFINING THE BOUNDARIES AND LIMITS THEREOF; PROVIDING FOR PAVING, GRADING, CURBING, GUTTERING, AND OTHER NECESSARY AND INCIDENTAL WORK; APPROVING PLANS, SPECIFICATIONS, AND ESTIMATES OF COST; PROVIDING FOR THE SECURING OF BIDS; PROVIDING FOR THE PAYMENT OF SUCH IMPROVEMENTS AND OTHER INCIDENTAL EXPENSES BY THE ISSUANCE OF WARRANTS, BOND ANTICIPATION NOTES AND BONDS; PROVIDING FOR THE LEVY OF GENERAL TAXES; PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND RELATED MATTERS

Member Prieksat moved that the statutory rule requiring an ordinance to be fully and distinctly read on three different days be suspended. Member Bowser seconded the motion. With members Bowser, Kelly, and Prieksat voting "Aye", and member Schuler abstaining, motion carried. Member Kelly made a motion for final approval of Ordinance 792 and member Schuler seconded. With members Prieksat, Bowser, and Kelly voting "Aye", and member Schuler abstaining, motion carried.

Resolution 2022-5 Adopting the revised personnel manual was tabled.

Member Schuler made a motion seconded by member Bowser to approve the lease agreement with Washington County for the 2022 Ford Inceptor. Sheriff Robinson explained that when they purchase a new vehicle the lease agreement has to be updated. With members Kelly, Prieksat, Schuler, and Bowser voting "Aye", motion carried.

Following a motion and vote, Mayor Robinson declared the meeting adjourned at 7:55 p.m.

Mitch Robinson, Mayor

ATTEST: Alicia Koziol, City Clerk