

JULY 19, 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, July 19, 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: John Kelly, Andy Bowser, 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, Mayor Robinson presided, and the clerk recorded the proceedings.

Member Schuler made a motion seconded by member Bowser to approve the following consent agenda: *June 21, 2021 City Council minutes, Treasures Report for June 2021, July 6, 2021 Planning Commission minutes, July 8, 2021 Park Committee minutes, June 28, 2021 Enhancement Committee minutes, Maintenance Report, June 2021 Washington County Sheriff's Statistics*, with members Schuler, Kelly, Bowser, and Prieksat voting "Aye", motion carried.

Mayor Robinson presented the bills. Member Prieksat made a motion seconded by member Schuler to approve the following bills: A P PLUMBING – 500.00, ABE'S PORTABLES - 125.00, ABE'S TRASH SERVICE, INC. – 283.56, ACCESS SYSTEMS – 363.54, ACCESS SYSTEMS LEASING – 187.44, AFLAC – 413.08, AMERICAN BROADBAND – 518.39, BOMGAARS – 115.31, BOWSER TRANSFER LLC – 723.51, CARQUEST – 171.48. CHASE BANK – 41990.00, CITY OF BLAIR – 3176.51, CLINE WILLIAMS – 235.00, CONOCO FLEET – 608.76, CORE & MAIN – 186.08, EFTPS – 4486.48, ELECTRIC PUMP, INC. – 16776.26, ENTERPRISE MEDIA GROUP – 777.55, FC SCHOOLS – 15000.00, HENTON TRENCHING INC – 1097.50, JDW MIDWEST, LLC – 578.49, JEO CONSULTING GROUP, INC. – 1575.00, MARTIN MARIETTA MATERIALS – 275.27, MATT PARROT – 768.25, MUNICIPAL SUPPLY INC – 98.03, NE PUBLIC HEALTH ENV LAB – 500.00, NEBRASKA DEPT OF REV – 636.99, NEBRASKA SALES TAX – 4116.77, NEW FRONTIER INS – 625.00, O.P.P.D. – 3300.26, ONE CALL CONCEPTS, INC – 29.23, PAPIO-MISSOURI RIVER N. R. D. – 9297.46, POSTMASTER – 150.84, THE AMERICAN FUNDS GROUP – 2770.40, THE BOOKKEEPING COMPANY – 200.00, UNITED HEALTHCARE – 5466.84, VERIZON - 123.39, VISA – 1341.20, WASHINGTON COUNTY REG OF DEEDS – 10.00, WASHINGTON COUNTY SHERIFF – 6008.74, Total – 125607.61; with members Prieksat, Schuler, Kelly, and Bowser voting "Aye", motion carried.

The public hearing to CONSIDER THE ANNEXATION OF AREA 2018-4: TAX LOT 28 LYING IN SECTION 12, T17N, R12E OF THE 6TH P.M., WASHINGTON COUNTY, NEBRASKA opened at 7:04 p.m. There were no written comments. Jeff and Kelly Shaner voiced their concerns on the City's growth and development plans considering the land in question is surrounded by a State Park and an active rock quarry. They also asked Council to follow the recommendations from the Planning Commission's previous meeting. The public hearing closed at 7:11 p.m.

The public hearing to CONSIDER THE ANNEXATION OF AREA 2018-12: TAX LOTS 61, 62, 96, 112, 113, 121, 122 AND 163 ALL LYING IN SECTION 11, T17N, R12E OF THE 6TH P.M., WASHINGTON COUNTY, NEBRASKA opened at 7:011 p.m. There were no written comments. Jon Genoways, as well as Clint Lewis, voiced their concern questioning why septic systems are allowed when there would potentially be city sewer available. Rachel Mattison voiced her questions/concerns about the City's growth and development, as well as septic systems vs. city sewer as previously noted. She questioned if the zoning would be changed and the ownership of the road. The public hearing closed at 7:23 p.m.

The public hearing to CONSIDER THE ANNEXATION OF AREA 2018-16: TAX LOTS 82 AND 111 ALL LYING IN SECTION 11, T17N, R12E OF THE 6TH P.M., WASHINGTON COUNTY, NEBRASKA opened at 7:011 p.m. There were no written and no public comments. The public hearing closed at 7:24 p.m.

Member Prieksat made a motion seconded by member Kelly to approve \$15,000.00 in Keno funds for the Elementary School playground equipment. Jerry Green, Superintendent, stated they were making changes for the safety of the kids at the playground. With members Prieksat, Schuler, and Kelly voting "Aye" and member Bowser voting "Nay", motion carried

The Council reviewed 4 bids provided by the maintenance supervisor for a used street sweeper. After further discussion about the machines and how to pay for it, with a lack of motion, no bids were awarded.

Member Schuler introduced **Ordinance 779; Annexation of Tax Lot 28 (12-17-2)** and made a motion to go forward with the first reading. Member Kelly seconded the motion. With member Schuler voting "Aye", members Kelly and Bowser voting "Nay", and member Prieksat "Abstaining", motion failed.

Member Schuler introduced **Ordinance 780; Annexation of Tax Lots 61, 62, 96, 112, 113, 121, 122 & 163 (11-17-12)** and made a motion to go forward with the first reading. Member Kelly seconded the motion. With members Schuler and Kelly voting "Aye", members Prieksat and Bowser voting "Nay", and the mayor Robinson voting "Nay", motion failed.

Member Kelly introduced **Ordinance 781** entitled:

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF FORT CALHOUN, NEBRASKA, PURSUANT TO THE PROVISIONS OF SECTIONS 17-405.01 ET. SEQ. OF THE REVISED STATUTES OF NEBRASKA, AS AMENDED, BY ANNEXATION THERETO A CERTAIN TRACT OF ADJACENT AND CONTIGUOUS LAND LYING WITHIN THE EXTRATERRITORIAL ZONING AND SUBDIVISION JURISDICTION OF THIS CITY PRESENTLY ZONED FOR AGRICULTURAL USE AND LEGALLY DESCRIBED AS SHOWN ON THE ATTACHED EXHIBIT "A" AND FURTHER INCORPORATED HEREIN.

Member Kelly made a motion to approve the first reading. Member Schuler seconded the motion. With members Schuler and Kelly voting "Aye", members Bowser and Prieksat voting "Nay", and the mayor Robinson voting "Aye", motion carried. The second reading of the Ordinance will be at the regular August meeting.

Member Prieksat introduced **Resolution 2021-10 – Hazard Mitigation Plan Adoption** and moved for its passage and adoption. Member Schuler seconded the motion. On roll call the following voted "Aye": Kelly, Bowser, 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. 2021-10

WHEREAS, the Federal Disaster Mitigation Act of 2000 was signed in to law on October 30, 2000, placing new emphasis on state and local mitigation planning for natural hazards and requiring communities to adopt a hazard mitigation action plan to be eligible for pre-disaster and post-disaster federal funding for mitigation purposes; and

WHEREAS, a Multi-Jurisdictional Hazard Mitigation Plan was prepared by the Papio-Missouri River Natural Resources District, with assistance from JEO Consulting Group, Inc. of Lincoln, NE.

WHEREAS, the purpose of the mitigation plan was to lessen the effects of disasters by increasing the disaster resistance of the Natural Resources District and participating jurisdictions located within the planning boundary by identifying the hazards that affect the Papio-Missouri River Natural Resources District and prioritize mitigation strategies to reduce potential loss of life and property damage from those hazards, and

WHEREAS, FEMA regulations require documentation that the plan has been formally adopted by the governing body of the City of Fort Calhoun in the form of a resolution and further requesting approval of the plan at the Federal Level; and

NOW, THEREFORE, the governing body of the City of Fort Calhoun does herewith adopt the 2021 Papio-Missouri River Natural Resources District Multi-Jurisdictional Hazard Mitigation Plan Update in its entirety; and

PASSED AND APPROVED this 19st day of JULY, 2021.

CITY OF FORT CALHOUN, NEBRASKA
Mitch Robinson, Mayor

ATTEST: Katie Knight, City Treasurer

Member Kelly made a motion seconded by member Schuler to approve the Sparq Meetings Agreement Tier 2 in the amount of \$4100.00. Kelly Shaner, School Board, and Jerry Green, Superintendent, commented the school works with them and they would highly recommend going with Sparq. With members Schuler, Kelly, Bowser, and Prieksat voting "Aye", motion carried.

Following a motion and vote, Mayor Robinson declared the meeting adjourned at 7:42 p.m.

Mitch Robinson, Mayor

ATTEST: Katie Knight, City Treasurer