

MARCH 21, 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 7:03, on Monday, March 21, 2022, at the Fort Calhoun Fire Hall, 602 N 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, Mayor Robinson presided, and the clerk recorded the proceedings.

Member Prieksat made a motion seconded by member Schuler to approve the following consent agenda items: *February 23, 2022 City Council minutes, March 14, 2022 Special City Council minutes, Treasures Report for February, March 7, 2022 Planning Commission minutes, March 3, 2022 Park Committee minutes, February 28, 2022 Enhancement Committee minutes, Maintenance Report, February 2022 Washington County Sheriff's Statistics*; with members Bowser, Prieksat, Schuler, and Kelly voting "Aye", motion carried.

Mayor Robinson presented the bills. Member Schuler made a motion seconded by member Bowser to approve the following bills: ABE'S TRASH SERVICE, INC. - 228.21, ACCESS SYSTEMS LEASING - 187.44, AFLAC - 166.83, 39.71 BARCO - 504.14, BOMGAARS - 490.53, CHASE BANK - 5758.75, CITY OF BLAIR - 3105.46, COLONIAL RESEARCH - 859.50, CONOCO FLEET - 463.25, CORE & MAIN - 599.76, EFTPS - 1196.90, 279.90, 684.49, ENTERPRISE MEDIA GROUP - 54.00, 8.55, 36.90, 47.70, 564.00, 18.45, FRIENDS OF LEWIS & CLARK BICENTENNIAL - 1500.00, IDEAL PURE WATER - 24.99, JDW MIDWEST, LLC - 865.30, JEO CONSULTING GROUP, INC. - 8591.50, JM ONLINE - 707.40, JOHNSON CONTROLS - 258.00, LORRINE LAMMERS - 46.70, M.U.D. - 519.83, NE PUBLIC HEALTH ENV LAB - 30.00, NE DEPT OF REVENUE - 293.99, NEBRASKA SALES TAX - 2211.84, O.P.P.D. - 2625.38, ONE CALL CONCEPTS, INC - 13.98, PAPIO-MISSOURI RIVER N. R. D. - 3855.04, 1094.34, POSTMASTER - 164.40, QUILL CORPORATION - 57.98, 17.59, 22.29, 49.16, SENSUS METERING SYSTEMS - 1949.94, TALBOT LAW OFFICE - 482.50, THE AMERICAN FUNDS GROUP - 1491.78, TWO RIVERS BANK - 12517.00, UNITED HEALTH CARE - 4984.40, UTILITIES SERVICE GROUP - 20284.61, VERIZON WIRELESS - 128.52, VISA - 1680.22, WASHINGTON CO CHAMBER OF COMMERCE - 400.00, WASHINGTON COUNTY SHERIFF - 6160.35, Total – 86,823.50; With members Kelly, Bowser, Prieksat, and Schuler voting "Aye", motion carried.

The public hearing relating to AN APPLICATION FOR A CONDITIONAL USE PERMIT FOR A POLE SIGN IN THE URBAN CORRIDOR DISTRICT LOCATED AT WELCHERT-KNIGHT COMMERCIAL PARK ADDITION-REVISED LOT 6 (FAMILY DOLLAR/DOLLAR TREE) IN THE CITY OF FORT CALHOUN, WASHINGTON COUNTY, NEBRASKA opened at 7:05 p.m. There were no written or public comments. The public hearing closed at 7:06 p.m.

Member Schuler made a motion seconded by member Prieksat to approve the Conditional Use Permit for a pole sign in the Urban Corridor District located at Welchert-Knight Commercial Park Addition- Revised Lot 6 (Family Dollar/Dollar Tree). With members Schuler, Kelly, Bowser and Prieksat voting "Aye", motion carried.

The public hearing relating to APPROVAL OF THE 2022 FIREWORKS LICENSE: MY INDEPENDENCE DAY FIREWORKS opened at 7:07 p.m. There were no written or public comments. The public hearing closed at 7:07 p.m.

Member Kelly made a motion seconded by Bowser to approve the 2022 Fireworks License: My Independence Day Fireworks. With members Prieksat, Schuler, Kelly, and Bowser voting "Aye", motion carried.

Dave Honz, Nebraska Department of Economic Development, presented the Leadership Certified Community certificate to the City of Fort Calhoun. Fort Calhoun is one of 32 NE cities to accomplish the recertification. The program was created in 2011 and Fort Calhoun first qualified in 2016. The city completed the requirements for recertification for the next five years.

Member Schuler made a motion seconded by member Prieksat to approve \$1,500 in Keno funds to support the 2022 Friends of Lewis & Clark Bicentennial. With members Bowser, Prieksat, Schuler, and Kelly voting "Aye", motion carried.

Lori Lammers and Julie Ashton requested \$10,000 in Keno funds for Historic Branding Signs. Julie Ashton with the Washington County Museum discussed the signs and images and explained the community branding. Member Schuler made a motion seconded by member Prieksat to approve \$10,000, allocated from *Sales Tax money*, based upon council's final approval of signs and images. With members Kelly, Bowser, Prieksat, and Schuler voting "Aye", motion carried.

Member Prieksat made a motion seconded by member Schuler to approve the amendment to the 2022 appointments - City Engineer: Lucas Billesbach, PE, Embris Group (main) & Zach Schulz, JEO Consulting Group, Inc (secondary). Lucas branched off and started his own engineering firm, so the city will still work with him as well as JEO. With members Schuler, Kelly, Bowser and Prieksat voting "Aye", motion carried.

Member Prieksat made a motion seconded by member Schuler to approve the Change to Scope of Services No. 1 from JEO Consulting Group in the amount of \$4,922.50 to add a geotechnical investigation to the 2020 Lift Station Flood Mitigation Improvements. With members Prieksat, Schuler, Bowser, and Kelly voting "Aye", motion carried.

Member Schuler introduced **Ordinance 787** entitled:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION VARIOUS PURPOSE AND REFUNDING BONDS OF THE CITY OF FORT CALHOUN, NEBRASKA, IN THE AGGREGATE STATED PRINCIPAL AMOUNT OF NOT TO EXCEED THREE MILLION FIVE HUNDRED SIXTY THOUSAND DOLLARS (\$3,560,000) FOR THE PURPOSE OF PAYING AT MATURITY OR REFUNDING ALL OR A PORTION OF (A) \$410,000 BOND ANTICIPATION NOTES, SERIES 2020, ISSUED TO FINANCE IMPROVEMENTS IN STREET IMPROVEMENT DISTRICT NO. 2020-1, (B) \$2,723,197.91 OUTSTANDING PRINCIPAL AMOUNT OF GENERAL OBLIGATION SEWER BONDS, SERIES 2009, DATED SEPTEMBER 10, 2009, AND (C) \$162,135.35 OUTSTANDING PRINCIPAL AMOUNT OF GENERAL OBLIGATION SEWER BONDS, SERIES 2010; PRESCRIBING THE FORM OF SUCH BONDS TO BE ISSUED AND AUTHORIZING OFFICERS OF THE CITY TO APPROVE CERTAIN FINAL TERMS OF THE BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF TAXES TO PAY THE SAME, IF NECESSARY; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; AND PROVIDING FOR THE DISPOSITION OF BOND PROCEEDS; AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM.

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 Bowser, Prieksat, Schuler, and Kelly voting "Aye", motion carried. Member Schuler made a motion for final approval of Ordinance 787 and member Kelly seconded. With members Kelly, Bowser, Prieksat, and Schuler voting "Aye", motion carried.

Member Prieksat made a motion seconded by member Schuler to approve Midwest Coatings quote for crack sealing and repairs in various locations, in the amount of \$23,035.00. This will just be touching up areas that were previously overlaid. The crack sealing and repairs were budgeted for in the 21-22 budget. With members Schuler, Kelly, Bowser and Prieksat voting "Aye", motion carried.

Consideration and approval of Midwest Coatings quote for saw-cutting and crack sealing in the Welchert-Knight Addition, in the amount of \$33,843.04 was tabled.

Annual Spring Clean-Up: **Friday, April 1st - Sunday, April 24th**; dumpsters will be provided at the City Maintenance Shop (801 N 13th St)

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

Following a motion and vote, Mayor Robinson declared the meeting adjourned at 7:47 p.m.

Mitch Robinson, Mayor

ATTEST: Alicia Koziol, City Clerk