

MAY 17, 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, May 17, 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: Bob Prieksat, Nick Schuler, John Kelly, and Andy Bowser.

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: *April 19, 2021 City Council minutes, May 3, 2021 special City Council minutes, Treasures Report for March 2021, April 28, 2021 Board of Adjustment minutes, Maintenance Report, April 2021 Washington County Sheriff's Statistics*; with members Bowser, Prieksat, Schuler, and Kelly voting "Aye", motion carried.

Mayor Robinson presented the bills. Member Kelly made a motion seconded by member Schuler to approve the following bills: ABE'S TRASH SERVICE, INC. – 245.16, AFLAC - 206.54, AMERICAN BROADBAND – 518.80, AMGL CPAS – 7955.00, ARBORGROUPE TREE CARE – 4700.00, BOMGAARS – 27.58, BOWSER TRANSFER – 1808.15, CITY OF BLAIR- 3077.01, CLINE WILLIAMS – 1206.50, CONOCO FLEET – 307.49, EFTPS – 1891.18, ENTERPRISE MEDIA GROUP – 171.90, JDW MIDWEST, LLC – 408.00, JEO CONSULTING GROUP, INC. – 8137.00, KINGHORN GARDENS – 2500.00, LEISURE PROPERTIES – 15940.00, M.U.D. – 139.98, MARTIN MARIETTA MATERIALS – 83.44, NE DEPT REV-LOTTERY – 1018.00, NE PUBLIC HEALTH ENV LAB – 15.00, NEBRASKA DEPT OF REV – 261.67, NEBRASKA SALES TAX – 3385.74, NEBRASKA SWEEPING – 2284.46, O.P.P.D. – 2957.62, ONE CALL CONCEPTS, INC – 19.59, PAPIO-MISSOURI RIVER N. R. D. – 5365.43, POSTMASTER – 393.68, TALBOT LAW OFFICE – 857.50, THE AMERICAN FUNDS GROUP – 1202.22, THE BOOKKEEPING COMPANY – 1236.00, TWO RIVERS BANK – 2363.65, UNITED HEALTHCARE - 4514.42, VISA – 1275.74, WASHINGTON COUNTY SHERIFF – 6008.74, Total – 82,483.19; with members Kelly, Bowser, Prieksat, and Schuler voting "Aye", motion carried.

Member Prieksat made a motion seconded by member Schuler to approve the SDL request from Sean Lewis dba the Fort Bar for the Calhoun Summer Fest Craft & Vendor Show on June 26, 2021. With members Schuler, Kelly, Bowser, and Prieksat voting "Aye", motion carried.

Member Schuler made a motion seconded by member Kelly to close 12th Street on May 21st from 12:00 P.M.-2:00 P.M. for the Splash Pad grand opening. With members Prieksat, Schuler, Kelly, and Bowser voting "Aye", motion carried.

Mike Rooks, Gateway Development, presented the results of the 2021 Washington County Housing Study and updated council on the current Gateway Projects. He stated that Washington County as a whole needs 525 of various types of housing units: apartments, townhomes, senior living, single family and work force housing. Fort Calhoun needs at least 35 units in the next few years. A reasonable vacancy rate runs about 7%, Fort Calhoun is currently at a 2.7% and the county is at a 4% vacancy rate.

Member Prieksat made a motion seconded by member Schuler to approve Change Order No. 3 in the amount of \$950 for the 2021 Adams Street Corridor Park Improvements Phase 2 & 3. With members voting "Aye" member Bowser voting "Nay" and members Prieksat, Schuler, and Kelly voting "Aye", motion carried.

Member Prieksat made a motion seconded by member Schuler to approve Pay Application No. 3 & Final in the amount of \$81,777.00 to Dostals Construction, Inc for the 2021 Adams Street Corridor Park Improvements Phase 2 & 3 with a substantial completion date of May 17, 2021. Jon Genoways stated the community has questioned why the bricks were placed where they were. Lucas Billesbach, City Engineer, explained when the trail portion of the park is done, the bricks are in the right spot for all to see. With members Kelly, Bowser, Prieksat, and Schuler voting "Aye", motion carried.

Member Prieksat made a motion seconded by member Schuler to approve Substantial Completion for the 2021 Adams Street Corridor Park Improvements Phase 2 & 3 with a substantial completion date of May 17, 2021 including a one-year warranty. With members Schuler, Kelly, Bowser, and Prieksat voting "Aye", motion carried.

Member Schuler made a motion seconded by member Kelly to approve Task Order 131216.29 for the 2021 Adams Street Plaza Phase 4 & 5 with JEO Consulting Group. This task order is for the design, bidding, and construction services to complete the trail segments to 12th Street and Monroe Street, the remaining storm sewer improvements, and the band shell and restroom/storage building. The cost for this is estimated as follows: Payment A \$66,000 and Payment B \$13,000 with the total equaling \$79,000. By going forward with this, the City can apply for grants to assist in the additional phases, such as the restrooms added to Adams Street Plaza. The City staff was approached by several local resident contractors wanting to donate time, materials, and labor to get the restrooms put up at the splash pad for the community, prompting the early introduction of the task order. With member Bowser's request to table the item, members Schuler and Kelly withdrew their motion.

Member Schuler made a motion seconded by member Kelly to approve **Resolution 2021-5 – Accepting Annexation (2018-4)**. Jeff Shaner and Jon Genoways stated their questions and concerns about annexing this property. Council and Lucas Billesbach had discussion with them addressing those questions and concerns. With member Bowser voting "Nay", member Prieksat abstaining, and members Schuler and Kelly voting "Aye", motion carried.

Member Schuler made a motion seconded by member Kelly to approve **Resolution 2021-6 – Accepting Annexation (2018-10-A)**. With members Schuler and Kelly voting "Aye", members Bowser and Prieksat voting "Nay", and the mayor Robinson voting "Nay", motion died.

Member Schuler made a motion seconded by member Kelly to approve **Resolution 2021-7 – Accepting Annexation (2018-12)**. Clint Lewis had questions and concerns about the greenbelt status and the sewer right of ways, along with Jon Genoways' concerns about the sewer and the right of ways. Jeff Shaner voiced his questions and concerns about property taxes. Council and Lucas Billesbach had discussion and addressed the questions and concerns. With members Schuler and Kelly voting "Aye", members Bowser and Prieksat voting "Nay", and the mayor Robinson voting "Aye", motion carried.

Member Schuler made a motion seconded by member Kelly to approve **Resolution 2021-8 – Accepting Annexation (2018-16)**. Jeff Shaner voiced his questions and concerns about property taxes and funding. Council and Lucas Billesbach had discussion and addressed the questions and concerns. With members Schuler and Kelly voting "Aye", members Bowser and Prieksat voting "Nay", and the mayor Robinson voting "Aye", motion carried.

Member Prieksat made a motion seconded by member Kelly to approve the Mayor appointing a Deputy City Clerk to act when City Clerk is unavailable. With members Bowser, Prieksat, Schuler, and Kelly voting "Aye", motioned carried.

Discussion for the possibility of a policy for the Adams Street Plaza Policy for renting the splash pad for private parties was tabled for park board to make recommendations.

The consideration and approval for Nebraska Sweeping 5-year contract (with two options) was tabled for next month.

Following a motion and vote, Mayor Robinson declared the meeting adjourned at 8:42 p.m.

ATTEST: Katie Knight, City Treasurer

Mitch Robinson, Mayor