

## **SEPTEMBER 20, 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, September 20, 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 Prieksat made a motion seconded by member Schuler to approve the following consent agenda: *August 16, 2021 City Council minutes, Treasures Report for August 2021, September 8, 2021 Special City Council minutes, September 14, 2021 Special City Council minutes, September 2, 2021 Park Committee minutes, August 30, 2021 Enhancement Committee minutes, Maintenance Report, August 2021 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 PORTABLES - 220.00, ABE'S TRASH SERVICE, INC. - 245.16, ACCESS SYSTEMS LEASING -187.44, AMERICAN BROADBAND - 513.51, ARBORGROUPTREE CARE - 6450.00, BACKYARDPLAYWORLD - 1045.00, CITY OF BLAIR - 3077.57, CLINE WILLIAMS - 70.00, CONOCO FLEET -519.45, CORE & MAIN - 3379.78, DEB SUTHERLAND - 14.64, ENTERPRISE MEDIA GROUP - 164.70, FASTENAL COMPANY - 826.28, IDEAL PURE WATER - 32.00, JDW MIDWEST, LLC - 4231.19, JEO CONSULTING GROUP, INC. - 2898.75, LOGOS PLUS - 154.08, 55.00, M.U.D. - 86.42, MARTIN MARIETTA MATERIALS - 52.38, MIDWEST COATINGS COMPANY INC - 18000.00, 19000.00, MY INDEPENDENCE DAY - 500.00, NEPUBLIC HEALTH ENV LAB - 30.00, NEBRASKA SALES TAX - 4155.63, O.P.P.D. - 2997.27, ONE CALLCONCEPTS, INC - 28.06, PAPIO-MISSOURI RIVER N. R. D. - 11171.38, 1890.39, POSTMASTER -173.60, QUILL CORPORATION - 120.26, S E SMITH & SONS - 63.40, TALBOT LAW OFFICE - 385.00, TEMPLE DISPLAY LTD - 8383.91, VERIZON WIRELESS - 123.36, VISA - 4323.49, WASHINGTON COCHAMBER OF COMMERCE - 250.00, WASHINGTON COUNTY SHERIFF - 12017.48, WASHINGTON COUNTY TREASURER - 3982.42, Total - 111819.00; with members Kelly, Bowser, Prieksat, and Schuler voting "Aye", motion carried.

The public hearing relating to THE ONE & SIX YEAR STREET PLAN FOR THE CITY OF FORT CALHOUN opened at 7:04 p.m. There were no written or public comments. The public hearing closed at 7:05 p.m.

Member Schuler made a motion seconded by member Prieksat to approve a 1% increase to restricted funds authority. With members Schuler, Kelly, Bowser, and Prieksat voting "Aye", motion carried.

City Engineer, Lucas Billesbach, gave an update on the award of grant for the Lift Station Flood Protection Improvements. The city received the grant for phase 1 of the project, which will be the design phase of the improvement project. The city's portion of phase 1 will be \$11,221.

City Engineer, Lucas Billesbach, gave an update on the 14th and Court Headwall Replacement Project. The project is currently under construction.

Member Schuler made a motion seconded by member Kelly to approve Task Order 131216.29 for the Design of Phase 4 & 5 Improvements at the Adams Street Pavilion. Lucas made revisions to the previous task order including changes to the schematic design/design development, the bidding process, and the construction phase. The Reading Garden was removed from the task order as well. The total cost was reduced by \$20,000. With members Prieksat, Schuler, Kelly, and Bowser voting "Aye", motion carried.

Member Schuler 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 Schuler made a motion for final reading and approval of the ordinance. 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 Prieksat introduced **Resolution 2021-15 – Adopting the One and Six Year Street Improvement Plan** and moved for its passage and adoption. Member Bowser 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.

#### **RESOLUTION 2021-15**

"WHEREAS, the City Street Superintendent has prepared a One Year and Six Year Plan for Street Improvement Program for the City of Fort Calhoun, and

WHEREAS, a public meeting was held on the 20th day of September 2021, to present this plan and there were no objections to said plan;

THEREFORE, BE IT RESOLVED BY THE Mayor and City Council of Fort Calhoun, Nebraska, that the plans and data as furnished are hereby in all things accepted and adopted."

BE IT FURTHER RESOLVED THAT A CERTIFIED COPY OF SAID PLAN BE FILED WITH THE BOARD OF PUBLIC ROADS CLASSIFICATIONS AND STANDARDS, STATE OF NEBRASKA.

ADOPTED THIS 20th DAY OF SEPTEMBER 2021.

Mitch Robinson  
Mayor

ATTEST:  
Alicia Koziol, City Clerk

Member Prieksat introduced **Resolution 2021-16 – Signing of the Municipal Annual Certification of Program Compliance Form 2021** and moved for its passage and adoption. Member Kelly seconded the motion. On roll call the following voted “Aye”: Schuler, Kelly, Bowser, and Prieksat. 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.

**RESOLUTION 2021-16**  
**SIGNING OF THE MUNICIPAL ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE FORM 2019**

Whereas: State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

Whereas: State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each municipality shall be signed by the Mayor or Village Board Chairperson and shall include a copy of a resolution of the governing body of the municipality authorizing the signing of the certification form.

Be it resolved that the Mayor of the City of Fort Calhoun is hereby authorized to sign the attached Municipal Annual Certification of Program Compliance form.

Adopted this 20<sup>th</sup> day of September, 2021 at Fort Calhoun, Nebraska.

Mitch Robinson, Mayor

ATTEST: Alicia Koziol, City Clerk

Member Prieksat made a motion seconded by member Kelly to approve the addendum to the 2020-2022 Law Enforcement Services Agreement between Washington County and the City of Fort Calhoun. With members Prieksat, Schuler, Kelly, and Bowser voting “Aye”, motion carried.

Maintenance Supervisor, Corban Helmandollar, discussed the concrete bids for maintenance shop. He recommended approving the lowest bid by Rock Hard Concrete for \$18,540.00. Member Schuler made a motion seconded by member Prieksat to approve Rock Hard Concretes bid. With members Bowser, Prieksat, Schuler, and Kelly voting “Aye”, motion carried.

Member Kelly made a motion seconded by member Schuler to approve the purchase of four laptops for a total of \$1,300.00 for City Council members. With members Kelly, Bowser, Prieksat, and Schuler voting “Aye”, motion carried.

Following a motion and vote, Mayor Robinson declared the meeting adjourned at 7:40 p.m.

Mitch Robinson, Mayor

ATTEST: Alicia Koziol, City Clerk