

JUNE 17, 2024 CC MINUTES

A regular meeting of the City Council of the City of Fort Calhoun, Nebraska, was held in open and public session at 7:07, on Monday, June 17, 2024, 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: 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 Bowser to approve the following consent agenda: *May 20, 2024, City Council minutes; Treasures Report for May; June 3, 2024, Planning Commission minutes; June 6, 2024, Park Committee minutes; May 28, 2024 Enhancement Committee minutes; Maintenance Report; May 2024 Washington County Sheriff's Statistics.* With members Kelly, Schuler, Prieksat, and Bowser voting "Aye", motion carried.

Mayor Robinson presented the March bills. Member Kelly made a motion seconded by member Schuler to approve the following bills ABE'S TRASH SERVICE, INC. - 858.25 - SER, ACCESS SYSTEMS LEASING - 366.84 - SER, ADAM LEE - 500.00 - EXP, AFLAC - 118.95 - , 16.25 - , BLUECROSS BLUESHIELD OF NE - 3411.06 - , BOK FINANCIAL - 46940.00 - PYMT, 57131.25 - PYMT, 11200.00 - PYMT, 2700.00 - PYMT, CHASE BANK - 55687.50 - PYMT, CITY OF BLAIR - 2980.77 - UTL, CNA SURETY - 40.00 - EXP, CONOCO FLEET - 575.73 - FUEL, CORE & MAIN - 557.04 - SUP, COX BUSINESS - 524.76 - UTL, EFTPS - 1527.40 - ,357.22 - , 863.69 - , EMBRIS GROUP, LLC - 2234.00 - PROF, 4102.50 - PROF, EMC INSURANCE COMPANIES - 2206.00 - INS, ENTERPRISE MEDIA GROUP - 10.45 - SER, 9.54 - SER, 6.81 - SER, 21.36 - SER, 9.54 - SER, 101.36 - SER, HEATHER HALL - 25.00 - EXP, IDEAL PURE WATER - 25.50 - SER, JDW MIDWEST, LLC - 4684.55 - SER, JEO CONSULTING GROUP, INC. - 1750.00 - PROF, 3217.95 - PROF, KAMB & C ENTERPRISES - 67.93 - SER, LIBERTY CORE CONSULTANTS LLC - 10587.10 - SER, LIBERTY MUTUAL - 800.00 - EXP, M.U.D. - 99.99 - UTL, MIDWEST EXCAVATING SERVICES LLC - 62055.86 - CAPIMP, 84038.73 - CAPIMP, NE PUBLIC HEALTH ENV LAB - 30.00 - TEST, NEBRASKA DEQ - 14977.52 - PYMT, NEBRASKA DEPARTMENT OF REVENUE - 385.61 - , NEBRASKA SALES TAX - 2564.06 - TAX, O.P.P.D. - 3577.97 - UTL, ONE CALL CONCEPTS, INC - 49.86 - SER, PAPIO-MISSOURI RIVER N. R. D. - 6001.63 - UTL, 1094.34 - UTL, PLAN IT SOFTWARE LLC - 2000.00 - EXP, POSTMASTER - 196.63 - EXP, ROSEMARY THERKILDSEN - 21.38 - EXP, SAND CREEK CONSTRUCTION CO - 78506.47 - CAPIMP, 80504.89 - CAPIMP, THE AMERICAN FUNDS GROUP - 2192.48 - , THE SIGN DEPOT - 95.00 - EXP, 118.25 - EXP, UTILITIES SERVICE GROUP - 1050.00 - SER, VERIZON WIRELESS - 135.25 - EXP, VISA - 5006.04 - EXP, WASHINGTON COUNTY BANK - 12630.79 - PYMT, 9581.31 - PYMT, WASHINGTON COUNTY SHERIFF - 6493.76 - SER, YOUNG & WHITE LAW OFFICES - 274.95 - PROF, ZIMCO SUPPLY CO - 140.00 - SUP, Total – 284,933.12; with members Schuler, Kelly, Bowser, and Prieksat voting "Aye", motion carried.

The public hearing relating to AN ORDINANCE OF THE CITY OF FORT CALHOUN, WASHINGTON COUNTY, NEBRASKA, PERTAINING TO THE COMPREHENSIVE PLAN; TO PROVIDE FOR THE AMENDMENT TO THE CITY OF FORT CALHOUN'S FUTURE LAND USE MAP; AND TO AMEND ALL OTHER ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH opened at 7:10 p.m. There were no written comments. Lucas Billesbach, City Engineer, discussed the Comprehensive Plan and the Future Land Use map and the importance of planning. JEO worked with Embris to revise the Future Land Use map and laid out a process to present the updates and get feedback. The hearing closed at 7:19 p.m.

Justin Novak, Papio NRD Project Manager, gave a presentation on NRD's future plans and projects. Papio NRD will be adding a new water system in Blair that will fully service Fort Calhoun and MUD will not service any of the city once complete. They are looking for support and partnership with the City of Fort Calhoun. Mayor Robinson stated they will put it into a resolution for approval next month.

Member Schuler made a motion seconded by Kelly to approve Pay Application No. 10 for the Adams Street Corridor Group B project from Sand Creek Construction in the amount of \$78,506.47. With members Prieksat, Schuler, Kelly, and Bowser voting "Aye", motion carried.

Member Schuler made a motion seconded by Kelly to approve Pay Application No. 11 for the Adams Street Corridor Group B project from Sand Creek Construction in the amount of \$80,504.89. With members Bowser, Prieksat, Schuler, and Kelly voting "Aye", motion carried.

Member Prieksat made a motion seconded by Schuler to approve the Certificate of Substantial Completion for the Adams Street Corridor Group B project from Sand Creek Construction with a substantial completion date of June 14, 2024. With members Kelly, Schuler, Prieksat, and Bowser voting "Aye", motion carried.

Lucas Billesbach, City Engineer, gave an update on the Trail Extensions Phase 3 & 4 project. Contracts have been executed and pre-con meeting scheduled. The project should start soon, beginning with the watermain on Monroe Street.

Member Schuler made a motion seconded by Bowser to approve Pay Application No. 3 for the Lift Station Flood Protection Improvements project from Midwest Excavating Services, LLC in the amount of \$62,055.86. With members Schuler, Kelly, Bowser, and Prieksat voting "Aye", motion carried.

Member Bowser made a motion seconded by Schuler to approve Pay Application No. 4 and Final for the Lift Station Flood Protection Improvements project from Midwest Excavating Services, LLC in the amount of \$84,038.73. With members Prieksat, Schuler, Kelly, and Bowser voting "Aye", motion carried.

Member Prieksat made a motion seconded by Schuler to approve the Certificate of Substantial Completion for the Lift Station Flood Protection Improvements project from Midwest Excavating Services, LLC with a substantial completion date of May 16, 2024. With members Bowser, Prieksat, Schuler, and Kelly voting "Aye", motion carried.

Member Prieksat introduced **Ordinance 809** entitled:

AN ORDINANCE OF THE CITY OF FORT CALHOUN, NEBRASKA, TO AMEND THE CITY'S FUTURE LAND USE MAP IN THE COMPREHENSIVE PLAN TO INCLUDE ADJUSTMENTS WITHIN THE LIMITS OF THE CITY AND ITS EXTRATERRITORIAL ZONING JURISDICTION; TO REPEAL ANY AND ALL ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE AN EFFECTIVE DATE

Member Prieksat made a motion to waive the three readings. Member Kelly seconded the motion. With all members voting "Aye", motion carried. Member Kelly made a motion for final approval and member Schuler seconded. With members Kelly, Prieksat, and Schuler voting "Aye", Bowser voting "Nay" motion carried.

Member Kelly introduced **Resolution 2024-2 Three-Way Stop at 13th & Stevenson** and moved for its passage and adoption. Member Schuler seconded. With member Kelly voting "Aye", members Schuler, Bowser and Prieksat voting "Nay", motion failed.

Member Schuler introduced **Resolution 2024-3 No Parking - Lincoln Street (14th St to Co Rd P43)** and moved for its passage and adoption. Member Kelly seconded the motion. On roll call the following voted "Aye": Kelly, Schuler, Prieksat, and Bowser. 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 NO. 2024-3

RESOLUTION FOR TRAFFIC CONTROL

WHEREAS, the City of Fort Calhoun, Nebraska as a Municipal Corporation has the authority to regulate traffic matters within its Corporate Limits; and

WHEREAS, the City of Fort Calhoun, Nebraska is interested in the public health and safety of the citizens of the City; and,

WHEREAS, the City of Fort Calhoun, Nebraska desires to establish the following traffic control, to-wit:

Establishing “No Parking” Regulations on either side of Lincoln Street from 14th Street (Hwy 75) to County Road P43

under the City's statutorily granted regulation powers.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF FORT CALHOUN, NEBRASKA:

1. The following traffic regulation and/or regulating device is adopted, to-wit:

Install “No Parking” signs on either side of Lincoln Street from 14th Street (Hwy 75) to County Road P43; signs to be in conformance with MUTCD Regulations

The effective date of the aforesaid traffic regulation and/or regulatory device will be as follows; to-wit: June 17, 2024

2. All Resolutions or parts of Resolutions in conflict herewith are hereby repealed.

PASSED AND APPROVED JUNE 17, 2024

CITY OF FORT CALHOUN, NEBRASKA
Mitch Robinson, Mayor

ATTEST:
Alicia Koziol, City Clerk

Member Schuler introduced **Resolution 2024-4 No Parking - 16th St (Court Street to Co Rd 34)** and moved for its passage and adoption. Member Prieksat seconded the motion. On roll call the following voted “Aye”: Bowser, Prieksat, Schuler, and Kelly. 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 NO. 2024-4

RESOLUTION FOR TRAFFIC CONTROL

WHEREAS, the City of Fort Calhoun, Nebraska as a Municipal Corporation has the authority to regulate traffic matters within its Corporate Limits; and

WHEREAS, the City of Fort Calhoun, Nebraska is interested in the public health and safety of the citizens of the City; and,

WHEREAS, the City of Fort Calhoun, Nebraska desires to establish the following traffic control, to-wit:

Establishing “No Parking” Regulations on the west side of 16th Street from Court Street to County Road 34

under the City's statutorily granted regulation powers.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF FORT CALHOUN, NEBRASKA:

1. The following traffic regulation and/or regulating device is adopted, to-wit:

Install “No Parking” signs on the west side of 16th Street from Court Street to County Road 34; signs to be in conformance with MUTCD Regulations

The effective date of the aforesaid traffic regulation and/or regulatory device will be as follows;
to-wit: June 17, 2024

2. All Resolutions or parts of Resolutions in conflict herewith are hereby repealed.

PASSED AND APPROVED JUNE 17, 2024

CITY OF FORT CALHOUN, NEBRASKA
Mitch Robinson, Mayor

ATTEST:
Alicia Koziol, City Clerk

Member Prieksat made a motion seconded by member Schuler to approve the Park Committee's recommendation to appoint Amber Pierce. With members Kelly, Schuler, Prieksat, and Bowser voting “Aye”, motion carried.

Member Schuler made a motion seconded by member Kelly to approve the Rock Hard Concrete bid for \$29,975.00 for the basketball/pickleball court at Pioneer Park. With members Prieksat, Schuler, Kelly, and Bowser voting “Aye”, motion carried.

Monthly bill review:

February (Jan bills) - Kelly
April (March bills) - Mayor Robinson
May (April bills) - Schuler
June (May bills) – Prieksat

Following a motion and vote, Mayor Robinson declared the meeting adjourned at 8:14 p.m.

Mitch Robinson, Mayor

ATTEST: Alicia Koziol, City Clerk