



FAIRBURY

NEBRASKA

CITY OF FAIRBURY, NEBRASKA

COUNCIL AGENDA

Tuesday, September 5, 2017, 7:30 p.m.

All agenda items are for discussion and action will be taken as deemed appropriate. The City Council reserves the right to go into executive session in accordance with Section 84-1410.

1. CALL TO ORDER

Pursuant to Section 84-1412(8) of the Nebraska Open Meetings Act a current copy of the Open Meetings Act is posted in the entry of this meeting room and is available for viewing by the public.

1. Roll Call

2. SUBMITTAL OF REQUESTS FOR FUTURE ITEMS

Individuals who have appropriate items for City Council consideration should complete the Request for Future Agenda Items form located near the entrance of the meeting room. If the issue can be handled administratively without Council action, notification will be provided. If the item is scheduled for a committee or Council meeting, notification of the date will be given.

3. CONSENT AGENDA

1. Approval of the Minutes of the Regular Meeting of August 15, 2017.
2. Approval of Claims.
3. Approval of appointment of Elvis Carbaugh to the Health Board.
4. Approval of appointment of Thad Corbin to the Museum Board.
5. Approval of re-appointment of Mick Suey to the Museum Board.
6. Approval of appointment of Dan Lufkin to the Tree Board.
7. Approval of appointment of Brian Julin-McCleary to the Housing Committee.
8. Approval of appointment of Elvis Carbaugh to the Housing Committee.
9. Approval of re-appointment of Kristin Vaughn to the Library Board.
10. Approval of re-appointment of Max Lassley to the Board of Adjustment

4. PUBLIC HEARINGS & PRESENTATIONS

1. Set Public Hearing Concerning Setting of the Final Tax Request for 2017-2018 Fiscal Year for the General Fund and the Bond Fund. (Set for Sept. 19)

2. Set Date of Budget Hearing and Budget Summary for the 2017-2018 Fiscal Year. (Set for Sept. 19)
3. Presentation to Fairbury City Council of 2017 Recycling Resource Directory and 2016 Public Health Solutions Annual Report.
4. Public Hearing regarding the final application for Northgate 5th Addition final plat, a plat of a part of the West ½ East of the HWY of Section 2-2-2, Jefferson County Nebraska. Generally located South of Airport Dr. between Industrial Dr. and old North K Street, Fairbury, Nebraska. Legally described by meets and bounds below;

Beginning at the center Quarter Corner of said Section 2, thence southerly S 00°04'05" E, on the East line of the Southwest Quarter of said Section 2, 380.95 feet, to the Northeast Corner of a tract of land recorded as an exception in the Jefferson County Register of Deeds, Deed Book 88, Page 274; thence westerly on the North line of said tract recorded in Deed Book 88, Page 274, 1158.11 feet, to a point of intersection on the Southeast Right of Way line of Airport Road; thence northeasterly N 58°15'52" E, on said Southeast Right of Way line, 945.77 feet, to a point of curvature of an 814.00 foot radius, tangent curve to the left; thence northeasterly on said Southeast Right of Way line, and on said curve, a chord bearing of N 37°18'13" E, a chord distance of 582.38 feet, an arc distance of 595.58 feet, to a point of intersection on the East line of the Northwest Quarter of said Section 2; thence southerly S 00°02'04" E, on the East line of the Northwest Quarter of said Section 2, 578.40 feet, to the Center Quarter Corner of said Section 2, said Corner also being the True Point of Beginning.

5. Public Hearing regarding an application for Sunset Ridge Second Addition preliminary plat, a plat of a section of land located in tax lot 1 of the Northwest ¼ excluding a fraction of section 11-2-2, Jefferson County, Nebraska. Legally described by meets and bounds below;

Referring to the Northwest Corner of said Section 11, thence southerly S 02°59'20" E, on the West line of the Northwest Quarter of said Section 11, 668.21 feet to the Point of Beginning: thence continuing southerly S 02°59'20" E, on the West line of the Northwest Quarter of said Section 11, 288.00 feet; thence easterly N 88°14'52" E 570.08 feet, to a point of intersection on the West line of McLucas Subdivision; thence northerly N 02°59'45" W, on the West line of McLucas Subdivision, 288.00 feet, thence westerly S 88°14'52" W, 570.04 feet to a point of intersection on the West line of the Northwest Quarter of said Section 11, said point also being the True Point of Beginning.

6. Public Hearing regarding territory to be annexed into the city limits of the City of Fairbury, Jefferson County, Nebraska. Proposed area is a plat of a section of land located in tax lot 1 of the Northwest ¼ excluding a fraction of section 11-2-2, Jefferson County, Nebraska. Generally referred to as proposed Sunset Ridge Second Addition. Legally described by meets and bounds below;

Referring to the Northwest Corner of said Section 11, thence southerly S 02°59'20" E, on the West line of the Northwest Quarter of said Section 11, 668.21 feet to the Point of Beginning: thence continuing southerly S 02°59'20" E, on the West line of the Northwest Quarter of said Section 11, 288.00 feet; thence easterly N 88°14'52" E 570.08 feet, to a point of intersection on the West line of McLucas Subdivision; thence northerly N 02°59'45" W, on the West line of McLucas Subdivision, 288.00 feet, thence westerly S 88°14'52" W, 570.04 feet to a point of intersection on the West line of the Northwest Quarter of said Section 11, said point also being the True Point of Beginning.

7. Public Hearing regarding an application for Northwind Estates preliminary plat, a replat of McLucas Subdivision, Lot 15 excluding the South 5 feet and South 5 feet of lot 16, Jefferson County, Nebraska. Generally located at 2502 H ST.
8. Public Hearing regarding Conditional Use Permit (CU-2017-005) from HNM Cat Adoption Center. To allow for an Animal Shelter in the C-1 – Downtown Commercial zoning district as provided for in Article 5, Section 5.13.04, and Article 6.01 of the Zoning Ordinance of the City of Fairbury, Nebraska – 2013 Edition. The legal description of the property is described as: a fraction of lots 16 through 18, Block 24, Original Town, Jefferson County, Nebraska. Generally located at 311 4th Street.
9. Overview Presentation of the 2018 Fiscal Year Budget.

5. CURRENT BUSINESS

1. Consider Mayor Ward's Appointment of Steve Zimmerman as the Volunteer Emergency Services Coordinator for the City of Fairbury.
2. Consider Volunteer Emergency Services Coordinator Agreement with Steve Zimmerman.
3. Consider recommendation from the Planning Commission regarding the final application for North Gate 5th Addition preliminary plat, a plat of a part of the West ½ East of the HWY of Section 2-2-2, Jefferson County Nebraska. Generally located South of Airport Dr. between Industrial Dr. and old North K Street, Fairbury, Nebraska
4. Consider recommendation from the Planning Commission regarding an application for Sunset Ridge Second Addition preliminary plat, a plat of a section of land located in tax lot 1 of the Northwest ¼ excluding a fraction of section 11-2-2, Jefferson County, Nebraska.
5. Consider recommendation from the Planning Commission regarding an application for Northwind Estates preliminary plat, a replat of McLucas Subdivision, Lot 15 excluding the South 5 feet and South 5 feet of lot 16, Jefferson County, Nebraska. Generally located at 2502 H ST.
6. Consider recommendation from the Planning Commission regarding Conditional Use Permit (CU-2017-005) from HNM Cat Adoption Center. To allow for an Animal Shelter in the C-1 – Downtown Commercial zoning district as provided for in Article 5, Section 5.13.04, and Article 6.01 of the Zoning Ordinance of the City of Fairbury, Nebraska – 2013 Edition. The legal description of the property is described as: a fraction of lots 16 through 18, Block 24, Original Town, Jefferson County, Nebraska. Generally located at 311 4th Street.
7. Consider Request for Payment of Southeast Nebraska Development District (SENDD) FY2018 Membership Dues.
8. Consider request for Payment of SENDD FY2018 Housing Dues

9. Consider recommendation from the Public Works Committee regarding a request from the Fairbury Chamber of Commerce to block off the downtown square for “Trunk or Treat” from 4:30 p.m.–6:30 p.m. on October 31, 2017.
10. Consider recommendation from the Public Works Committee regarding request from the Fairbury Chamber of Commerce to block off 4th Street from E Street to F Street for the Shamrock Shuffle 5K Run/Walk from 9:30 a.m.–12:00 p.m. on March 17, 2018 and for the use of picnic tables during this event.
11. Consider Special Designated Liquor License application for the Fairbury Chamber of Commerce for a “Pork ‘N’ Pints” Beer and Wine Tasting Festival to be held at the VFW located at 2337 K Street, Fairbury, Nebraska on April 28, 2018 from 5:00 p.m. to 10:00 p.m. This will be held inside with Microbreweries and distributors represented, offering samples of their selected brews and wines and selling unopened bottles of wine.

6. RESOLUTIONS AND ORDINANCES

1. Resolution No. 1050: Reimbursement of Swimming Pool Expenditures
2. ORDINANCE NO. 3071: AN ORDINANCE OF THE CITY OF FAIRBURY, NEBRASKA, AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION SWIMMING POOL BONDS, SERIES 2017, OF THE CITY OF FAIRBURY, IN THE PRINCIPAL AMOUNT OF UP TO ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000) TO PAY A PORTION OF THE COST OF REMOVING THE CITY’S CURRENT SWIMMING POOL AND PREPARING THE SITE, CONSTRUCTING A NEW SWIMMING POOL (AQUATIC CENTER) ON SAID SITE, INCLUDING CONSTRUCTION OF A BATH HOUSE, PROVIDING THE NECESSARY EQUIPMENT AND APPURTENANCES FOR SUCH POOL; AND PROVIDING FOR OTHER PARK IMPROVEMENTS; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR THE LEVY OF TAXES TO PAY THE SAME AFTER THE APPLICATION OF OTHER FUNDS AVAILABLE THEREFOR; AND PROVIDING FOR PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM.
3. ORDINANCE NO. 3072: AN ORDINANCE OF THE CITY OF FAIRBURY, NEBRASKA TO EXTEND THE BOUNDARIES OF THE CITY AND INCLUDE WITHIN THE CORPORATE LIMITS OF, AND TO ANNEX INTO THE CITY OF FAIRBURY NEBRASKA A TRACT OF LAND THAT IS CONTIGUOUS AND ADJACENT TO THE CURRENT MUNICIPAL LIMITS AS MORE FULLY DESCRIBED HEREIN; DIRECTING THE SAME TO BE RECORDED BY THE JEFFERSON COUNTY REGISTER OF DEEDS; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; TO PROVIDE FOR THE EFFECTIVE DATE THEREOF; AND ORDER THE PUBLICATION OF ORDINANCE IN PAMPHLET FORM.

7. REPORTS

1. City Administrator
2. Mayor
3. Committees

8. DISCUSS POTENTIAL LITIGATION

9. MOTION TO ADJOURN