

The Mayor and Council of the City of Fairbury met in regular session in the Council Chambers located at 612 D Street, Fairbury, Nebraska, on the 19<sup>th</sup> day of February 2019, at 7:30 p.m. Mayor Ward called the meeting to order.

Notice of meeting was given in advance thereof, and the Open Meetings Act was posted in the meeting room and pointed out by Mayor Ward as required by law.

Roll call found the following Council Members present: Doug Brown, Rick Carmichael, Roger Bailey, Tim Polson, Phil Rogge, Brian Schmidt, and Kelly Davis.

Mayor Ward called for the submittal of forms to request future agenda items. No forms were submitted during the meeting.

Mayor Ward read the Consent Agenda:

1. Approval of the Minutes of the Regular Meeting of February 5, 2019.
2. Approval of Claims.

Council Member Rogge moved to approve the consent agenda as presented. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Bailey, Polson, Rogge, Schmidt, and Davis voting “yes.” Motion carried.

Under the first item of public hearings and presentations, “Fairbury Public Library Annual Report,” Library Director Debbie Aden reviewed activity of the library over the last year. Director Aden informed the Council that in 2018 the library had been reaccredited and that additional parking and a story walk feature at City Park were both installed. The library was listed as a top 10 library in Nebraska by the entity Best Things Nebraska and utilizing the library value calculator through the American Library Association, the community value of the Fairbury Library is in excess of \$400,000.

Next, the Mayor Ward opened the “Public hearing concerning the City of Fairbury, Nebraska 1&6 Year Street Improvement Plan for 2019 – 2024,” at 7:41 p.m. Assistant Street Superintendent Laura Bedlan reviewed the proposed plan, noting that street improvements follow the City’s road condition study completed in 2016. Ms. Bedlan also noted that the Planning Commission had already reviewed the plan and recommended approval. Additionally, since the Planning Commission’s meeting, added funding for road improvement projects due to the delay of the City Park storm water project till 2020 prompted City staff to add A Street between 11<sup>th</sup> and 12<sup>th</sup> and 12 Street between E and H Streets to the plan. Council member Rogge inquired about road projects that had been discussed by the LB840 Committee. Mr. Rogge requested that the section of 13<sup>th</sup> Street between A to Elm be added to the plan, and based on past LB840 action, the portion of 13<sup>th</sup> Street from Maple to Oak be removed from the plan. Ms. Bedlan noted that all revisions could be accommodated by the Council upon passage of Resolution No. 1078, with the motion to approve specifying the suggested changes. With no further comments or questions, Mayor Ward closed the hearing at 7:44 p.m.

Mayor Ward then opened the “Public hearing regarding the vacating of the plat of Jefferson Estates Addition to the City of Fairbury, Jefferson County, Nebraska, a property generally located behind the mortuary at 2414 H Street,” at 7:44 p.m. Laura Bedlan, Assistant Street Superintendent, again approached the Council, noting that the reason for the vacation is to correct a 100’ by 30’ land area mistake on the original plat submitted by the developer. Therefore, in order to correct the mistake, the City would need to vacate the original plat and then approve the new plat with the adjusted land boundaries. With no further questions or comments, Mayor Ward closed the public hearing at 7:47 p.m.

Public hearing regarding an application for Jefferson Estates Addition preliminary plat, a plat of a part of the south 5 feet of Lot 15 and part of Lot 14, McLucas Subdivision of the Northwest ¼ Section 11-2-2 and addition to Fairbury, Jefferson County, Nebraska. Generally located behind the mortuary at 2414 H Street,” was opened by Mayor Ward at 7:47 p.m. Ms. Bedlan approached the Council noting this was the

next step in correcting the land area error on the original plat. Ms. Bedlan noted that the Planning Commission had recommended approval of the preliminary plat contingent on the tax status of the property being resolved with the County. With no additional questions or comments, Mayor Ward closed the public hearing at 7:49 p.m.

Following the public hearing for the preliminary plat, Mayor Ward then opened the “Public hearing regarding an application for Jefferson Estates Addition final plat, a plat of a part of the south 5 feet of Lot 15 and part of Lot 14, McLucas Subdivision of the Northwest ¼ Section 11-2-2 and addition to Fairbury, Jefferson County, Nebraska. Generally located behind the mortuary at 2414 H Street,” at 7:50 p.m. With no further information to add, and no additional questions or comments, Mayor Ward closed the public hearing at 7:51 p.m.

Under the first item of current business, “Consider advertising for bids to furnish various property and liability insurance coverage for the City of Fairbury,” was introduced. City Administrator Bielser explained that the City goes out to bid for insurance coverage every three years. Bids would need to be submitted to the City by early April, with a decision by the City Council occurring in the same month. Bailey moved to begin advertising for insurance coverage. Motion seconded by Carmichael. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Schmidt, and Davis voting “yes.” Motion carried.

The City Council then entertained, “Consider request from Blue Rivers Area Agency on Aging for a \$1,975.00 contribution for public transportation services. City Administrator Bielser explained the agenda item, noting that Blue Rivers receives funding from federal, state, and local funds and that the City has contributed to Blue Rivers Area Agency on Aging for the past few years. Brown then moved to approve the contribution. Motion seconded by Carmichael. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Schmidt, and Davis voting “yes.” Motion carried.

Next, “Consider recommendation from the Finance Committee for industrial park cash rent farm lease agreement,” was presented. Council member and Finance Committee Chair, Tim Polson, explained the item and made a motion to award the farm lease agreement to Jason Marschman for \$7,830 per year. Motion seconded by Schmidt. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Schmidt, and Davis voting “yes.” Motion carried.

Mayor Ward then presented for action, “Consider recommendation from the Planning Commission regarding an application for Jefferson Estates Addition preliminary plat, a plat of a part of the south 5 feet of Lot 15 and part of Lot 14, McLucas Subdivision of the Northwest ¼ Section 11-2-2 and addition to Fairbury, Jefferson County Nebraska. Generally located behind the mortuary at 2414 H Street.” Brown moved to approve the preliminary plat contingent on taxes being resolved with the County. Motion seconded by Carmichael. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Schmidt, and Davis voting “yes.” Motion carried.

“Consider recommendation from the Planning Commission regarding an application for Jefferson Estates Addition final plat, a plat of a part of the south 5 feet of Lot 15 and part of Lot 14, McLucas Subdivision of the Northwest ¼ Section 11-2-2 and addition to Fairbury, Jefferson County Nebraska. Generally located behind the mortuary at 2414 H Street,” was introduced. Bailey moved to approve the final plat contingent on taxes being resolved with the County. Motion seconded by Carmichael. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Schmidt, and Davis voting “yes.” Motion carried.

Next the Council entertained, “Consider approval of a Special Designated License for Bonham Theatre to host a Date Night/Ladies Night Out, offering cash bar inside the Bonham Theatre Friday, March 8, 2019. Funds to support Bonham Theatre Project.” Rogge moved to approve the License. Motion seconded by Schmidt. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Schmidt, and Davis voting “yes.” Motion carried.

Mayor Ward then introduced business item, “Consider approval of a Special Designated License for Fairbury Chamber of Commerce to host an off-sale wine bar at the Fairbury City Museum during the opening of the Campbell Bros. Circus exhibit Sunday, April 14, 2019. Proceeds to benefit the Fairbury City Museum the Circus and Jail room.” Museum President Mick Suey approached the City Council. Mr. Suey explained the connection between the Pawnee City Winery and the Campbell Brothers Circus. Mr. Suey also stressed that they would only be selling unopened bottles of wine and that no consumption of alcohol would occur on site. Proceeds would be used to help fund the Museum’s operations. Rogge moved to approve the License. Motion seconded by Carmichael. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Schmidt, and Davis voting “yes.” Motion carried.

With no further business, Mayor Ward then presented “Resolution No. 1078, Approving the 2019 – 2024 One- and Six-Year Street Improvement Plan as presented.” Council member Rogge moved to approve the plan with the following changes: remove 13<sup>th</sup> Street from Oak to Maple, add 13<sup>th</sup> Street from A to Elm, add A Street from 11<sup>th</sup> to 12<sup>th</sup>, and add 12<sup>th</sup> Street from E to H Streets. Motion seconded by Carmichael. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Schmidt, and Davis voting “yes.” Motion carried.

The Council then considered “Ordinance No.3082: An Ordinance of the City of Fairbury, Nebraska to vacate the plat of Jefferson Estates Addition to the City of Fairbury, Jefferson County, Nebraska: to repeal conflicting ordinances; and to provide for publication in pamphlet form and an effective date of this ordinance.” Before taking action, City Staff requested that the three-reading requirement be suspended. Rogge moved to suspend the three-reading requirement. Motion seconded by Davis. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Schmidt, and Davis voting “yes.” Motion carried. Then Carmichael moved to adopt Ordinance No. 3082. Motion seconded by Polson. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Schmidt, and Davis voting “yes.” Motion carried.

Under reports, City Administrator Bielser requested Council Members’ feedback regarding the desire to participate in a Request of Proposal through the Municipal Energy Agency of Nebraska (MEAN) to join four other communities for the construction and purchase of energy from a new solar field to be installed in one of the five communities.

Mayor Ward then entertained a motion to adjourn. Schmidt moved to adjourn. Motion seconded by Carmichael. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Schmidt, and Davis voting “yes.” Motion carried. The meeting adjourned at 8:07 p.m.

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Homer L. Ward, Mayor

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Date

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Carissa Lufkin, City Clerk

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Date