

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 15<sup>th</sup> day of January 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, Tim Polson, Phil Rogge, Ed Friesen, 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 December 18, 2018.
2. Approval of Claims.

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

Next, under Public Hearings and Presentations, Mayor Ward introduced, “2018 Annual Parkview Apartments Report.” Parkview Apartments Executive Director Twilya D. L’Ecuyer addressed the Council noting that the facility maintained an average occupancy rate of 98% in 2018. Ms. L’Ecuyer added that a higher occupancy rate results in increased federal government subsidy and additional payment in lieu of tax revenue for the City of Fairbury. Ms. L’Ecuyer also added that the complex was awarded a \$750,000 Federal Home Loan grant to make a variety of upgrades to the building. Some of the upgrades include additional parking, new HVAC system, and the addition of a three-bedroom apartment. It was also highlighted that the facilities’ fiscal performance has improved and because of all the upgrades and improvements that have occurred at Parkview, the facility was removed from HUD’s list of substandard facilities and was declared a high performer in 2018.

Mayor Ward then opened the, “Public Hearing for DWSRF Project Funding for Water System Improvements” at 7:45 p.m. Craig Reinsch, engineer with Olsson addressed the Council explaining that the public hearing was a necessary step for applying and securing funding from the state revolving loan fund. Mr. Reinsch noted that many of the issues to be discussed tonight have already been presented to the City Council in the past. Mr. Reinsch reviewed the impacts to water rates that will be anticipated as part of this project. As a review, Mr. Reinsch reiterated that the project will include refurbishing the City’s water tower, replacement of the City’s main transmission lines from Crystal Springs, and controlling corrosion. Mr. Reinsch also provided an update on the project to date, noting that survey has already begun, and design should be completed by the end of this year. Construction is anticipated to begin sometime in 2020 and finish by the end of that year. With no further question of comments, Mayor Ward closed the hearing at 8:02 p.m.

Under the first item of current business, “Set public hearing concerning the City of Fairbury, Nebraska 1- & 6-Year Street Improvement Plan for 2019-2024 (Set for February 19, 2019)” was presented by Mayor Ward. Friesen moved to set the public hearing for February 19, 2019. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Next, “Resolution No. 1075, To use LB840 Local Option Sales Tax Revenues under the Approved Economic Development Plan and the “Downtown Design Challenge Grant Program,” was presented for consideration. Resolution No. 1075 would distribute approved LB840 funds to the Bonham Theater for the improvements they completed on the façade of their building at 517 E Street. Rogge moved to

approve Resolution No. 1075. Motion seconded by Davis. On roll call vote: Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Subsequently, “Resolution No. 1076, To use LB840 Local Option Sales Tax Revenues under the Approved Economic Development Plan and the “Downtown Design Challenge Grant Program,” was presented for consideration. Resolution No. 1076 would distribute approved LB840 funds to the Bonham Theater for the improvements they completed on the façade of their building at 519 E Street. Friesen moved to approve Resolution No. 1076. Motion seconded by Rogge. On roll call vote: Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Following Resolution No. 1076, “Resolution No. 1077 appointing Collin Bielser to serve as the Representative and Jim Morehead to serve as the Alternate Representative to the NMPP Member’s Council, Representative and Alternate Representative to the MEAN Management Committee, and Director and Alternate Director to the MEAN Board of Directors,” was introduced. Rogge moved to approved Resolution No. 1077. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Under reports, City Administrator Bielser shared that the Board of Public Works had selected a firm to conduct a generation/transmission study for the City. Completion of the study will be later this year. Bielser also reported on winter storm operations over the weekend. Personnel Committee Chair Brown informed the City Council that the City has begun advertising for a Code Enforcement Official.

After reports, Mayor Ward entertained a motion to enter executive session to “Discuss Potential Litigation.” Rogge moved for the City Council to go into executive session. Motion was seconded by Brown. On roll call vote: Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried. Mayor Ward reiterated the need for executive session, to discuss potential litigation, and invited all members of the City Council, City Attorney Barga, City Clerk Lufkin, Asst. Street Superintendent Bedlan, and City Administrator Bielser to remain in closed session. The Council entered executive session at 8:07 p.m.

Friesen moved to enter open session. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried. The Council returned to open session at 8:42 p.m.

Council Member Brown then made a motion for City Attorney Barga to file on all non-compliant landlords with the City’s rental inspection program. Motion was seconded by Polson. On roll call vote: Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Mayor Ward then entertained a motion to adjourn. Rogge moved to adjourn. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried. The meeting adjourned at 8:43 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