

The Mayor and Council of the City of Fairbury met in the Council Chambers located at 612 D Street, Fairbury, Nebraska, on the 2nd day of February 2021, at 7:30 PM. Mayor Brown 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 Brown as required by law.

Roll call found the following Council Members present- Doug Brown, Tim Polson, Phil Rogge, Brian Schmidt, Rick Carmichael, John Ebke, Bradley Kuzelka, and Kelly Davis. Absent: None

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

Mayor Brown read the Consent Agenda:

1. Approval of the minutes of the regular meeting of January 19, 2021
2. Approval of Claims \$793,199.36
3. Consider appointment of Jamie Lambert McDaniel to the Community Redevelopment Authority (CRA)
4. Consider appointment of April Stone to the Community Redevelopment Authority (CRA)
5. Consider appointment of Shane Winter to the Board of Adjustment
6. Consider appointment of April Stone to the Board of Adjustment
7. Approval of TCF National Bank Resolution 001-0797167-300 – Governmental lease purchase agreement in the amount of \$167,850.00 authorizing City Administrator Renn to sign any and all documents for the purchase of the Sanitation Truck

Schmidt moved to approve the minutes of the regular meeting of Council on January 19, 2021, \$793,199.36 in claims, the appointment of Jamie McDaniel Lamber to the CRA, the appointment of April Stone to the CRA, the appointment of Shane Winter to the Board of Adjustment, the appointment of April Stone to the Board of Adjustment and the approval of the TCF Bank Resolution 001-0797167-300- Governmental lease purchase agreement in the amount of \$167,850.00 authorizing City Administrator Renn to sign any and all documents for the purchase of the Sanitation truck. Motion was seconded by Rogge. On roll call vote: Carmichael, Rogge, Polson, Ebke, Kuzelka, Davis, Brown, and Schmidt voting “yes.” Motion carried.

Next item of business: **Public Hearings/Presentations**

Presentation: Crystal Dewey was present and spoke on behalf of the FYI Center’s programs. She discussed with Council the importance of having the FYI Center available as a resource to the local youth. The FYI Center houses the programs of Blue Valley Community Action’s Juvenile Services Department. The Castle after school program assists those that are in grades 3-12 with academic assistance, physical recreation, leadership, and social-emotional leaning opportunities. The Connected

Youth Initiative program helps young people ages 14-24 that are or have been state wards or in foster care or involved with the juvenile justice system, stabilize, and become productive citizens. The Opportunity Passport program teaches financial literacy skills to their young adults and matches their savings. Continued financial support is needed to continue to offer these programs to the low-income youth of Fairbury. Crystal stated that she is most grateful for the past support and looks forward to the community support in the future. Councilperson Davis did ask how many years the FYI center has been in existence in which Crystal estimated 15 years.

Next item of business: **Current Business**

Mayor Brown introduced the first item of current business, “Consider Crystal Dewey- Fairbury Youth Involvement (FYI) Center donation request of the City in the amount of \$4,000.00.” With no further questions, Davis motioned to approve the Fairbury Youth Involvement (FYI) Center donation request of the City in the amount of \$4,000.00. Motion was seconded by Schmidt. On a roll call vote: Polson, Carmichael, Kuzelka, Brown, Rogge, Ebke, Davis, and Schmidt voting “yes.” Motion carried.

Mayor Brown introduced the first item of current business, “Consider authorizing City Administrator Renn to sign letter of engagement between the City of Fairbury and Rembolt Ludtke to recodify the city municipal code in the amount of \$11,000.00.” City Administrator Renn informed Council the last update had occurred in 2015. Since this time, the Fire and Police departments have been dissolved while the addition of a code enforcement officer has happened, and the code does not reflect these changes. Updating would also allow any ordinances or state legislature that has occurred since 2015 to be updated in the code as well. With no further questions, Davis moved to approve authorizing City Administrator Renn to sign letter of engagement between the City of Fairbury and Rembolt Ludtke to recodify the city municipal code in the amount of \$11,000.00. Motion was seconded by Carmichael. On a roll call vote: Polson, Carmichael, Kuzelka, Brown, Rogge, Ebke, Davis, and Schmidt voting “yes.” Motion carried.

Mayor Brown introduced the next item of current business, “Consider approval of park drainage curb and pavement replacement retainage of 1.5% (\$15,995.75) prepared by Olsson Associates.” Eric Biermann with Olsson called in to the meeting to discuss the numbers. He stated these numbers were derived from the final walkthrough items that needed to occur yet. It is the total cost plus 25%. Davis asked if there was any documentation in writing that VanKirk would follow through with the work that needed to be completed. Biermann responded that VanKirk did send an email stating once the weather was cooperative, they would be back to correct the work. With no further questions, Brown moved to approve the park drainage curb and pavement replacement retainage of 1.5% (\$15,995.75) prepared by Olsson Associates. Motion was seconded by Carmichael. On a roll call vote: Polson, Carmichael, Kuzelka, Brown, Rogge, Ebke, and Schmidt voting “yes.” Davis voting “no.” Motion carried.

Mayor Brown then introduced the next item of current business, “Consider approval of pay request for storm water project #18-PW-002, pay certificates #3 & #4, drawdown #4- VanKirk- bid sections 3, 3a, and 3b; for a total amount of \$218,509.44, CDBG funds.” With no further questions, Schmidt moved to approve pay request for storm water project #18-PW-002, pay certificates #3 & #4, drawdown #4- VanKirk- bid sections 3, 3a, and 3b; for a total amount of \$218,509.44, CDBG funds. Motion was seconded by Carmichael. On a roll call vote: Polson, Carmichael, Kuzelka, Brown, Rogge, Ebke, Davis, and Schmidt voting “yes.” Motion carried.

Mayor Brown then introduced the next item of current business, “Consider approval of CDBG contract extension of June 10, 2021 deadline to complete the city park storm water project.” With the substantial completion date passed the City will need to file an extension to allow for outstanding invoices to be paid with CDBG funds. With no further questions, Rogge moved to approve the CDBG contract extension of June 10, 2021 deadline to complete the city park storm water project. Motion was seconded by Schmidt. On a roll call vote: Polson, Carmichael, Kuzelka, Brown, Rogge, Ebke, Davis, and Schmidt voting “yes.” Motion carried.

RESOLUTIONS AND ORDINANCES: NONE

Reports:

City Administrator- Renn informed Council that there was a remaining balance of \$2456.90 in the LB840 gift card multiplier program. She has put it back on a banner on the website so businesses can capitalize on the program.

Mayor- None

Discussion: Councilperson Davis stated several residents had called him about their utility bills not being received in a timely fashion. Renn stated the third-party service that is utilized for billing had experienced technical difficulties upon a system upgrade and the City is working through this.

Mayor Brown then entertained a motion to adjourn. Rogge moved to adjourn. Motion seconded by Carmichael. On roll call vote: On a roll call vote: Polson, Carmichael, Kuzelka, Brown, Rogge, Ebke, Davis, and Schmidt voting “yes.” Motion carried

The meeting adjourned at 8:00 PM.

Spencer Brown, Mayor

Date

Erin Reimer, City Clerk

Date