

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 5<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, 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 January 15, 2019.
2. Approval of Claims.
3. Consider Appointment of Ed Friesen to the Fairbury Health Board
4. Authorize Mayor Ward to sign Proclamation Declaring March as Problem Gambling Awareness Month.

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

Under the first item of current business, “Consider Special Designated License for April 13, 2019 from 5:00 p.m. to 10:00 p.m. for the Annual Fairbury Chamber of Commerce Pork & Pints event. Rogge moved to approve the Special Designated License. Motion seconded by Schmidt. On roll call vote: Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Next, Mayor Ward presented, “Consider Public Works Committee Recommendation Regarding Pool Fees.” Public Works Committee Chairman, Phil Rogge noted that the committee had met earlier and recommends approval of the fees recommended by City staff. Rogge made that in the form of a motion. Motion was seconded by Polson. On roll call vote: Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

The Council then entertained, “Consider Authorizing Mayor Ward to sign CDBG Contract #18-PW-002 for Storm Water Improvements in City Park. City Administrator Bielser explained that the City was notified in December it had successfully secured \$385,000 to help finance the storm water improvements planned for City Park. This contract between the State and City begins the process of implementing the grant for the project. The timeframe for the contract runs through December of 2020. Bailey moved to

authorize Mayor Ward to sign CDBG Contract #18-PW-002. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Next, the Council considered agenda item, “Consider Authorizing Mayor Ward to Sign Agreement with SENDD for Administration of CDBG Project #18-PW-002. City Administrator Bielser explained that one of the requirements associated with CDBG projects is for a certified administrator to oversee the project. SENDD staff have certification and have monitored numerous successfully CDBG projects for the City. Compensation for SENDD’s services will be \$25,000 and that will be paid from the CDBG grant proceeds. Friesen moved to authorize Mayor Ward to sign agreement with SENDD. Motion was seconded by Carmichael. On roll call vote: Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Mayor Ward then introduced, “Consider Authorizing Mayor Ward to Sign Olsson Letter Agreement Amendment #1.” City Administrator Bielser described that the Council had executed an agreement with Olsson to design stormwater improvements in November 2018. However, in December 2018, the City was notified that it had been awarded a \$385,000 Community Development Block Grant to help finance the project. Amendment #1 would adjust the original contract to only reflect the work done to date, which has been preliminary planning at a cost of \$2,500. Bielser added that the next agenda item would include all the other services originally included in the November 2018 agreement. The reason for these adjustments is to coincide the CDBG contract with the City’s engineering agreements. Schmidt moved to authorize Mayor Ward to sign the Letter of Agreement Amendment #1. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

The final item of current business, “Consider Authorizing Mayor Ward to Sign Olsson Letter Agreement for Professional Services related to the City Park Storm Water Improvement Project,” was introduced. City Administrator Bielser reiterated the need for the item was to coincide the CDBG contract with the City’s engineering agreements. Rogge moved to authorize Mayor Ward to sign the Letter of Agreement for Professional Services. Motion seconded by Friesen. On roll call vote: Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Next Ordinance No. 3081, “An Ordinance Authorizing the Issuance of General Obligation Various Purpose Bonds, Series 2019, of the City of Fairbury, Nebraska, in the Principal Amount of Not to Exceed Two Million Eight Hundred Thousand Dollars (\$2,800,000) Issued to Pay the Cost of Constructing Paving and Related Improvements in Street Improvement District Nos. 2017-1 Through 2017-4, Inclusive, of the City; Prescribing the Form and Said Bonds; Providing For a Sinking Fund and for the Levy and Collection of Taxes to Pay Said Bonds; Providing for the Sale of the Bonds; Authorizing the Delivery of the Bonds to the Purchaser; Providing for the Disposition of the Bond Proceeds and Ordering the Ordinance Published in Pamphlet Form,” was considered. City Administrator Bielser introduced Brad

Slaughter with Ameritas to explain the Ordinance. Mr. Slaughter reminded the City Council that the City had issued \$2.8 million in anticipation notes to finance the H Street construction project. Now that the project is considered substantially complete, permanent financing is necessary. This bond would secure that funding and be payable over a 15-year term. Mr. Slaughter highlighted that he expects the City to lock in interest rates around 3%. It was also emphasized that the project came in around \$40,000 less than expected. City Administrator Bielser added that the Council would need to approve suspending the three-ordinance reading requirement. Council Member Friesen moved to suspend the three-rule reading requirement. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried. Next Bailey moved to approve Ordinance No. 3081. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Under reports, City Administrator Bielser shared the latest Nitrate results:

- Crystal Springs – 7.89
- Well 1 – 8.53
- Well 2 – 8.13
- Well 3 – 9.22

Bielser also informed the City Council that originally storm water improvements were planned for 2019 and water transmission lines are expected to be replaced in 2020. However, elevation challenges between the existing water transmission lines and the proposed storm sewer lines may cause the storm water improvements to be delayed till 2020. This change in schedule would ensure that the water transmission lines won’t need to be disturbed twice.

Mayor Ward then entertained a motion to adjourn. Carmichael moved to adjourn. Motion seconded by Rogge. On roll call vote: Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried. The meeting adjourned at 8:03 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