

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 21<sup>st</sup> day of February, 2017, at 7:30 p.m. Mayor Ward called the meeting to order.

Notice of meeting was given in advance thereof by publication in the Fairbury Journal News, Fairbury, Nebraska, and the designated method of giving notice, as shown by affidavit of publication. 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, Roger Bailey, Tim Polson, Phil Rogge, Ed Friesen. Brad Kuzelka, and Kelly Davis. Council Member Rick Carmichael was absent.

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 7, 2017.
2. Approval of the revised minutes of the regular meeting of January 17, 2017.
3. Approval of claims.

Rogge moved to approve the Consent Agenda. Motion seconded by Polson. On roll call, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting “yes”. Brown abstaining. Motion carried.

Mayor Ward opened the public hearing at 7:34 p.m. regarding a request for a Conditional Use Permit from Husker Properties LLC at 410 7<sup>th</sup> Street, Fairbury, Nebraska to allow for multi-family dwelling located in the C-1 Downtown Commercial zoning district. Zoning & Planning Administrator Laura Bedlan introduced the item. Ms. Bedlan explained that the request met all the necessary requirements for approval and the Planning Commission has recommended to approve the request. Administrator Bielser explained that tonight’s item was only a public hearing and official action for the request would occur at the following meeting. There were no further questions and Mayor Ward closed the public hearing at 7:36 p.m.

The first Current Business item was to “Consider Recommendation from the Public Works Committee to allow for one, fifteen minute, 8 to 5, Monday – Friday parking stall located west of the alley on the south side of 6<sup>th</sup> street between E and F Street.” Council Member Kuzelka introduced the item on behalf of the Public Works Committee and made a motion to approve the recommendation. Council Member Rogge seconded. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting “yes”. Motion carried.

Next business item was to consider the request from Blue Rivers Area Agency on Aging for a \$1,900 contribution for public transportation services. It was explained that this funding request is the same amount requested and funded last year. Funding for Blue Rivers’ transportation services come from Federal, State, and Local resources. Bailey moved to approve the request. Motion seconded by Polson. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting “yes”. Motion carried.

City Administrator Bielser explained the following business item, “Authorize Mayor Ward to Sign Contract with Brainchild Concepts for a brand identity development.” At the January 17<sup>th</sup> council meeting the Governing Body approved the proposal submitted by Brainchild Concepts. The contract is

for \$4,000 with \$1,000 being paid upon acceptance of the agreement. Rogge moved to authorize Mayor Ward to sign the contract. Motion seconded by Kuzelka. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting "yes". Motion carried.

Next was to consider the "2017 Certification Package for Historical Property on Loan from the National Museum of the United States Air Force located at the Fairbury airport." Staff explained that this is a routine item of business every year and is required by the Museum of the United States Air Force. Bailey moved to authorize Mayor Ward to sign the necessary certification package documents. Motion seconded by Polson. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting "yes". Motion carried.

Staff introduced the next item of business, "Authorize Mayor Ward to sign a professional services agreement with SENDD for the administration of the City's CDBG Owner Occupied Rehabilitation Program." The City had not yet received a formal contract from the State for the program, but SENDD has an outstanding track record of administering federal grants on behalf of the City. Friesen moved to authorize Mayor Ward to sign the agreement. Motion seconded by Polson. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting "yes". Motion carried.

The next business item, "Authorize Mayor Ward to sign a professional services agreement with Olsson and Associates to conduct a corridor study along H Street between Highway 136 and 27<sup>th</sup> Street" was introduced. This study would be funded by a State grant. Olsson and Associates would provide conceptual designs, cost estimates, among other deliverables for potential H Street improvements. Rogge moved to authorize Mayor Ward to sign the agreement. Motion seconded by Brown. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting "yes". Motion carried.

The final current business item, "Authorize Mayor Ward to sign inter-local agreement with Jefferson County for utility dispatch services" was presented. This agreement would be necessary if the plant was not able to secure insurance. Jefferson County dispatch would provide 24/7 utility dispatch service on behalf of the City. Bailey moved to authorize Mayor Ward to sign the agreement. Motion seconded by Polson. On roll call, Brown, Bailey, Polson, Friesen, Kuzelka and Davis voting "yes". Rogge "no". Motion carried.

Mayor Ward introduced Resolution No. 1040 for consideration. Resolution 1040 would designate a 15 minute parking sign on the south side of 6<sup>th</sup> Street between E & F Streets located west of the Alley. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting "yes". Motion carried.

For the next agenda item, "Discuss Power Plant Insurance," Mayor Ward asked for a motion to go into closed session for the purpose of protecting the public interest, and/or to protect needless injury to personal reputation to discuss power plant insurance. Friesen moved to enter into executive session. Motion seconded by Davis. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting "yes". Motion carried. Mayor Ward restated the reason for executive session and invited the following members to attend; all Council members, City Attorney David Barga, and City Administrator Collin Bielser. The Council entered into executive session at 7:50 p.m.

In open session, Friesen moved to come out of executive session. Motion seconded by Rogge. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting "yes". Motion carried. The Council came out of executive session at 8:07 p.m.

Within committee reports, City Administrator Bielser reported that a local industry is willing to partner with the City to conduct a Wastewater Facility Study. Administrator Bielser also announced that no insurance coverage had been secured for the power plant equipment, and power generation operations at the plant would cease on February 28, 2017.

Mayor Ward reported that he would be appointing a steering committee as part of the development of a new pool since the bond election had passed.

Polson moved to adjourn the meeting. Motion seconded by Rogge. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting "yes". Motion carried. Meeting adjourned at 8:10 p.m.