

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 5th day of March 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 February 19, 2019.
2. Approval of Claims.
3. Appointment of Tim Polson to the Law Enforcement Committee
4. Appointment of Ed Friesen to the Law Enforcement Committee
5. Appointment of Glen Tedrow to the Law Enforcement Committee

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

Under the first item of current business, “Consider Public Works Committee recommendation regarding a request from the Fairbury Public Library for the donation of two 2019 individual season pool pass to be used as prizes for their summer reading program.” Public Works Chair Rogge explained the request and noted that the Public Works Committee had recommended the Council approve the donation. Rogge then made a motion to approve the request. Motion seconded by Schmidt. On roll call vote: Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Next, the City Council acted on agenda item, “Consider change order #2 for the Fairbury Swimming Pool project.” Kyle McCawley, engineer with Larkin Aquatics explained the change order and summarized each needed amendment. Council member Rogge inquired why costs to conduct concrete testing were so far off. Mr. McCawley explained due to the level of ground water in the area and after conversations with the structural engineer it was determined that each truck load of concrete for the basin should be tested. Mr. McCawley noted that all tests have passed. Council member Davis inquired what would happen if all the concrete testing resource allocation wasn’t used and Mr. McCawley reported if that were to happen a change order for a deduct would be presented. Next it was reported that changes to the security and PA systems were necessary so that the camera system can synchronize with the security camera system used by the Sheriff’s Department. Cost of ridge vents were also discussed. Council member Brown asked Mr. McCawley if he anticipated any more change orders, and McCawley replied that he only foresees a deduct change order to occur for the remainder of the project. Finally, McCawley reported that the pool is still on target for opening Memorial Day weekend. Friesen moved to approve change order #2, motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Next, Mayor Ward presented, “Consider authorizing Mayor Ward to sign an amendment to the engineering agreement with CES Group for professional services for road improvements to Oak Street between 13th and 14th Streets.” City Administrator Bielser explained the amendment is being recommended to extend one block of storm sewer infrastructure to accommodate the increase of stormwater runoff as a result of the additional impervious surface in the area. Council member Davis inquired how much the City is investing in the area. City Administrator Bielser reported, that based on engineer estimates, and including road reconstruction and stormwater enhancements, total investment

would be in excess of \$150,000. Bielser explained that the road improvements would be funded from LB840 funds as approved by the Council. The storm sewer improvements would be paid from another funding source. Davis pointed out the lack of improvements and maintenance to gravel roads in his district. Council member Brown inquired if the storm sewer improvements could be constructed by the Street & Alley Department. Staff reported they would have to discuss the project with the Street Superintendent and Street Foreman. Carmichael then moved to authorize Mayor Ward to sign the amendment pending City staff looking into whether the Street & Alley Department could construct the storm sewer improvements. Motion seconded by Rogge. On roll call vote, Brown, Carmichael, Polson, Rogge, Friesen, and Schmidt, voting “yes.” Davis voting “no.” Motion carried.

Mayor Ward then introduced, “Consider authorizing Mayor Ward to sign the Rural Workforce Housing Fund Agreement and appointing City Administrator Bielser to serve as a member of the Joint Project Approval Committee.” Bielser explained the history of the rural workforce housing project spearheaded by SENDD. Fairbury is one of five communities that agreed to pool funds to apply for a \$1 million rural workforce housing grant approved by the State. SENDD was successfully awarded \$650,000 translating to over \$260,000 in rural workforce housing funds for the City of Fairbury. Bielser explained that previous action by the Council had already approved participation in the program, however, this document would be the formal agreement among all the participating communities. Furthermore, Bielser explained that a representative from each City would participate on a committee to oversee the pool of funds. A formal appointment, by the City Council, to the Rural Workforce Housing Fund Joint Project Approval Committee would be required. Schmidt moved to authorize Mayor Ward to sign the agreement and appoint City Administrator Bielser to serve as a member of the Joint Project Approval Committee. Motion seconded by Davis. On roll call vote, Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

With no further business, Mayor Ward then presented “Resolution No. 1079, a resolution to issue a request for proposals for a solar energy power purchase agreement.” City Administrator Bielser explained that the City’s wholesale power supplier, MEAN, was arranging a joint RFP among communities interested in buying additional solar power and possibly having a solar field constructed in their respective towns. Bielser further described that the allocation for Fairbury would be a 300 KW solar array which could power about 60 homes per month. Bielser noted that participation in the RFP does not commit the City to the project. When proposals from firms are returned over the summer, the City would then have the option of moving forward with the project. Friesen moved to approve Resolution No. 1079. Motion seconded by Brown. On roll call vote, Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Under reports, Personnel Committee Chair Brown reported on progress for the Code Enforcement official position. Brown also reported to the City Council that Street Superintendent Mick Hynek would be retiring after 35 years of service and his last day of employment would be May 31, 2019.

Council member Friesen reported to the City Council about the recent League of Nebraska Municipalities conference. Of particular interest was the possible legislation to allow for the formation of community land banks. It was reported that last year legislation was approved but the Governor vetoed the bill; however, the issue is being proposed once again.

Mayor Ward then entertained a motion to adjourn. Carmichael moved to adjourn. Motion seconded by Rogge. On roll call vote, Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried. The meeting adjourned at 8:06 p.m.

Homer L. Ward, Mayor

Date

Carissa Lufkin, City Clerk

Date