

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 March, 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 March 7, 2017.
2. Approval of claims.
3. Approval of Mr. Dalton McMaster to the Museum Board till July 2019

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

Mayor Homer Ward opened the Public Hearing regarding amendments to the definition of multiple family dwelling and the addition of a live-work unit definition to the 2013 Fairbury, Nebraska Zoning Regulations. Zoning Administrator Bedlan explained that the amendments would clarify certain definitions that were overlooked when the Zoning Regulations were adopted in 2013. Hearing no further public comments Mayor Ward closed the hearing at 7:35 p.m.

The first item of Current Business "Consider recommendation from the Public Works Committee to allow for the Shrine Club to use the City Park, barricades, dumpsters, water, and electricity from July 1<sup>st</sup> to July 5<sup>th</sup>, 2017 for the annual 4<sup>th</sup> of July Flea Market." Council member Kuzelka introduced the item and made a motion to accept the recommendation of the Public Works Committee to allow the Shrine Club use of the City Park and other requests for the 4<sup>th</sup> of July Flea Market. Motion seconded by Rogge. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting "yes". Motion carried.

Council member Kuzelka also explained the next item of business "Consider recommendation from the Public Works Committee to allow for the Hope Crisis Center to use different areas of the City Park from 8:15 a.m. to 10:15 a.m., on April 29<sup>th</sup>, 2017 for the 13<sup>th</sup> Annual put your Foot Down Against Sexual Assault run/walk with barricades being placed at the three entrances to the City Park." Kuzelka again made a motion to accept the recommendation of the Public Works Committee to allow Hope Crisis Center to use City Park. Motion seconded by Friesen. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting "yes". Motion carried.

The last current business item, "Consider recommendation from the Public Works Committee to remove the 15-minute parking stall on the west side of E Street directly north of the alley between 5<sup>th</sup> & 6<sup>th</sup> Streets" was again introduced by council member Kuzelka. Kuzelka made a motion to accept the

recommendation of the Public Works committee to remove the 15-minute parking stall. Motion seconded by Polson. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting “yes”. Motion carried.

Next was “Consider Resolution 1041 removing the 15-minute parking stall on the west side of E Street directly north of the alley between 5<sup>th</sup> & 6<sup>th</sup> Streets. Motion to adopt Resolution 1041 was made by Polson and seconded by Friesen. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting “yes”. Motion carried.

Emergency Manager John McKee explained the next item “Resolution 1042: Adoption of the Jefferson County Local Emergency Operations Plan (LEOP)”. Mr. McKee explained that this update is required every five years and nothing substantial had changed from the plan’s last adoption. Rogge Moved to adopt Resolution 1042. Polson seconded. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting “yes”. Motion carried.

Ordinance 3064 was introduced next, “An ordinance amending the definition of multiple family dwelling and adding the definition of live-work unit to the 2013 Fairbury, Nebraska Zoning Regulations.” The item was explained that in order to amend the Zoning Regulations, Ordinance 3064 would require three readings and tonight would be approval of the first reading. Rogge moved to approve the first reading of Ordinance 3064. Polson seconded. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting “yes”. Motion carried.

Next item of business “Ordinance 3065: Water Refunding Bonds, Series 2017” was explained to the Governing Body by Mr. Brad Slaughter from Ameritas Investment Corp. Mr. Slaughter briefed the Council that refunding the current NDEQ debt for the Crystal Springs water filtration plant would save the City approximately \$20,500 and would retire the debt in 2024 rather than the original date of 2025. Administrator Bielser informed the Council that in order to proceed with this item and take advantage of current interest rates, the City Council would have to suspend the rules of having three separate ordinance readings and then a motion to adopt Ordinance 3065 would be necessary. Brown moved to suspend the three ordinance reading rules. Motion seconded by Bailey. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting “yes”. Motion carried. Polson moved to adopt Ordinance 3065, seconded by Rogge. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting “yes”. Motion carried.

The next item of business “Real Estate Discussion” was introduced by Mayor Ward. Administrator Bielser requested an executive session for the agenda item. City Attorney Dave Barga reiterated that the motion would need to reflect discussion of possible real estate transaction. Polson moved to enter into executive session to protect the public’s interest to discuss possible real estate transaction. Motion seconded by Rogge. Mayor Ward restated the reason for the executive session and invited the Governing Body, Assistant Street Superintendent Laura Bedlan, City Attorney Dave Barga, and City Administrator Bielser to remain for the executive session. The Council entered into closed session at 7:55 p.m.

In open session, Rogge moved to come out of closed session. Motion seconded by Friesen. The City Council came back into open session at 8:11 p.m.

Within reports, City Administrator Bielser informed the City Council that the State viaduct project was expected to begin March 27<sup>th</sup>. Included in their packet was information from Brainchild Concepts, the group conducting the City's rebranding efforts. Lastly, Water Superintendent Jeff Sweetser was recognized by the City Council for recently being awarded a Water Operator of the Year award from the Nebraska Rural Water Association. With no further reports, Rogge moved to adjourn the meeting. Motion seconded by Friesen. On roll call, Brown, Bailey, Polson, Rogge, Friesen, Kuzelka and Davis voting "yes". Motion carried. Meeting adjourned at 8:23 p.m.