

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 16th day of May 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, 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, Rick Carmichael, Tim Polson, Ed Friesen, Brad Kuzelka, 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 May 2, 2017.
2. Approval of claims.
3. Approval of the resignation of Ed Friesen from the Community Redevelopment Authority
4. Appointment of Tyler Rosener to Community Redevelopment Authority

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

Mayor Ward welcomed Justin Stark with Olson Associates to present the recently completed H Street Corridor Study. The Study occurred over a three month period and involved topographic survey work and conceptual designs for the road between Highway 15 and Highway 136. The total cost for rehab and reconstruction of the road is estimated to be \$3.43 million.

Mayor Ward opened the public hearing concerning the Proprietary Budget and Budget Summary for the City of Fairbury Utilities for May 1, 2017 to April 30, 2018. City Administrator Bielser, Electric Distribution Superintendent Jim Morehead, Water Superintendent Jeff Sweetser, and Wastewater Superintendent Dennis McAtee reviewed the 2018 budget with the City Council. Notable expenses for each department were discussed as well as projects that will need to be considered in future budgets.

First business item, “Consider the Proprietary Budget and Budget Summary for the City of Fairbury Utilities for May 1, 2017 to April 30, 2018” was introduced by Mayor Ward. Polson moved to accept the Proprietary Budget. Motion seconded by Carmichael. On roll call, Brown, Carmichael, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried.

Next business item, “Consider authorizing Mayor Ward to sign the Collective Bargaining Agreement with I.B.E.W. Local Union No. 1536,” was introduced by Council Member and Personnel Committee Chair Brown. Brown informed the City Council of the changes to the contract. The contract deletes any reference to Class A part-time employees, lowers the City’s contribution to employee’s health insurance premiums, and provides wage increases to the members through September 30, 2019. Brown moved to

authorize Mayor Ward to sign the agreement. Motion seconded by Carmichael. On roll call, Brown, Carmichael, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried.

Next item of business, “Consider recommendation from the Public Works Committee to allow Julie Katz to barricade the 500 block of E Street for the purpose of providing live music, BBQ, SDL beer garden, pottery firing, craft fair, and corn-hole tournament on July 4, 2017. Council Member and Public Works Committee Chair Kuzelka explained the request and moved to allow the street closure. Motion seconded by Friesen. On roll call, Brown, Carmichael, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried.

The final business item, “Consider request from Julie Katz for Council approval of Special Designated Liquor License for purpose of a beer garden in the 500 block of E Street on July 4, 2017.” Ms. Katz approached the Council and explained that barricades for the beer garden will be erected and private security guards will be on site to patrol the event. Discussion ensued about the State’s barricade requirements. Following discussion, Davis moved to approve the request. Motion seconded by Polson. On roll call, Brown, Carmichael, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried.

Mayor Ward then introduced Ordinance No. 3066: “An ordinance amending code sections regarding the residential rental certificate of occupancy and inspection program to clarify the program’s application (1st Reading).” Administrator Bielser informed the Council of the recent landlord meeting Staff hosted. Bielser went on to explain the changes proposed to the existing rental inspection and occupancy program. Ordinance 3066 would clarify that properties “rented” to persons in exchange for something other than money, or that are being occupied by persons “making payments” on the property to the owner, are subject to the Rental Code. The changes also clarify that part of the penalty or violation of the Rental Code includes the ability for the City to forbid use of the property as a rental unit until it complies with the Rental Code. Carmichael moved to forward Ordinance 3066 to a second reading. Motion seconded by Polson. On roll call, Brown, Carmichael, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried.

“Consider Recommendation from the Finance & Keno Committee Adopting a Policy Permitting the Possibility of Waiving Demolition Liens and Setting Corresponding Parameters,” was introduced by Finance & Keno Committee Chair Polson. Polson moved to authorize Administrator Bielser to pursue the development of a demo lien policy. Motion seconded by Brown. On roll call, Brown, Carmichael, Bailey, Polson, Friesen, Kuzelka, and Davis voting “yes”. Rogge unavailable. Motion carried.

Within reports, City Administrator Bielser updated the Council on the recent H Street Corridor Study Open House. Bielser informed the Governing Body that the Pool Steering Committee would be meeting May 9th at 6:00 p.m. at City Hall. Bielser also reported that the current pool’s basin had been compromised and that an 18’ by 8’ section would need to be replaced.

Mayor Ward reported that the Board of Equalization recently ruled in favor of the City’s protest regarding the tax exempt status of five parcels. Mayor Ward also reported that last Friday, April 28th a tree planting ceremony occurred at Crystal Springs to commemorate Arbor Day and the City’s status as

a Tree City USA community. Union Bank and Trust was a key partner in the event as they donated a number of trees to be planted at Crystal Springs.

With no further reports, Carmichael moved to adjourn the meeting. Motion seconded by Davis. On roll call, Brown, Carmichael, Bailey, Polson, Friesen, Kuzelka, and Davis voting “yes”. Rogge unavailable. Motion carried.