

The Mayor and Council of the City of Fairbury met in the Council Chambers located at 612 D Street, Fairbury, Nebraska, on the 4th day of June 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 May 21, 2019.
2. Approval of Claims.

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

Under Public Hearings and Presentations, Mayor Ward invited Mr. Rich Andryisk, NMPP’s Distributed Resources and Generation Specialist to present results of the Solar Generation Request for Proposal (RFP) issued by MEAN. Mr. Andryisk noted that Fairbury and five other communities participated in the RFP. However, at this time every community except for Fairbury had officially ceased consideration of establishing a solar generation facility. Mr. Andryisk reviewed the financial impact of establishing a solar generation facility. Fairbury’s requested generation capability of 300 kW would increase the City’s wholesale price for electricity by approximately \$13,000 per year. Mr. Andryisk stated that the City Council had to determine if the additional cost justified the ability to construct a local solar field. It was clarified that the City already purchases electricity from renewable energy sources including hydro and wind powered generation. Adding a solar field in the city limits would be additional. City Administrator Bielser clarified that if the City Council wished to commit to the project, a resolution would need to be adopted at the City Council’s next meeting. With no further questions, Bielser stated that Mr. Andryisk would be providing the same presentation to the Board of Public Works at their June 11th meeting.

Under the first item of Current Business, the City Council took action concerning, “Consider Special Designated License for June 20, 2019 for Bonham Theater Ladies’ Night Movie Event.” City Administrator Bielser noted that although the Council will consider four applications from the Bonham Theater, Bonham representatives have stated they only intend to utilize two of the requested dates. The reason for the additional applications is for flexibility when working with the movie studios in acquiring the selected films to be shown. Council Member Bailey inquired if the Bonham Theater ever intended to obtain a permanent liquor license. Staff reported they had no knowledge of the Bonham Theater’s long-term plans. With no more questions, Rogge moved to approve the Special Designated License. Motion seconded by Carmichael. On roll call vote, Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Bailey “no.” Motion carried.

Next, the City Council heard, “Consider Special Designated License for June 21, 2019 for Bonham Theater Ladies’ Night Movie Event.” Schmidt moved to approve the Special Designated License. Motion seconded by Rogge. On roll call vote, Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Bailey “no.” Motion carried.

Agenda item, “Consider Special Designated License for July 25, 2019 for Bonham Theater Ladies’ Night Movie Event,” was presented next. Rogge moved to approve the Special Designated License. Motion

seconded by Davis. On roll call vote, Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Bailey “no.” Motion carried.

The City Council then heard, “Consider Special Designated License for July 26, 2019 for Bonham Theater Ladies’ Night Movie Event.” Polson moved to approve the Special Designated License. Motion seconded by Rogge. On roll call vote, Brown, Carmichael, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Bailey “no.” Motion carried.

Next, Mayor Ward presented for consideration, “Consider Special Designated License for September 14, 2019 from 2:00 p.m. to 11:59 p.m. for the Fairbury 150 celebration event.” Rogge suggested that because the application required closing a street it would be best for this action item to be postponed until the applicant visited with the Public Works Committee. Rogge moved to postpone. Motion seconded by Friesen. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

The City Council then acted concerning, “Consider Letter Agreement Amendment #1 to Professional Services Agreement with Olsson for City Park Storm Water Improvements.” City Administrator Bielser explained the proposed alignment for the storm sewer improvements had to be changed due to several private sanitary lines located in the alleyway along the southern border of City Park. Due to the number of impediments, the alignment is now planned to run south along Charles Street, then west on 4th Street before the storm sewer pipe turns south once more along Frederick Street. The amendment for tonight would authorize Olsson to begin design work on the new alignment. The area has already been surveyed and the route contains less obstacles. Eric Bierman, consulting engineer for the project, provided an overview of design work to date. It was shared with the City Council that the area has a 0.25% slope. The improvements will be able to handle the typical rain event; however, when the river is high or a significant amount of rain falls in a short period of time, drainage will slow. With no further questions, Rogge moved to approve the Letter Agreement Amendment #1. Motion seconded by Carmichael. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Next, “Consider Letter Agreement Amendment #1 to Professional Services Agreement with Olsson for Water System Improvements,” was introduced. City Administrator Bielser explained that if the Governing Body chose to open trench the placement of the new water mains along 3rd Street, then State Water Revolving Loan Funds could be used to pay for a portion of the road improvements along 3rd Street, between Frederick and A Streets. Overall, the road improvements are estimated to cost just under \$425,000. Approximately 48% of the road improvement costs could be covered by the State Water Revolving Loan Fund. The remaining amount would have to be financed by the City with cash-on-hand. Bielser reviewed the proposed financing package associated with the City Park Storm Drainage project and noted that in 2020, the City would need to contribute an estimated \$500,000 in cash to help fund both projects. With no further questions, Rogge moved to approve the Letter Agreement Amendment #1 to Professional Services Agreement with Olsson for Water System Improvements. Motion seconded by Carmichael. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

The City Council then considered the second reading of “Ordinance No. 3085: An Ordinance of the City of Fairbury, Nebraska, to Vacate Lots 7 & 8, Nelson’s Subdivision to the City of Fairbury, Jefferson County, NE; A Property Generally Located at 1708 K Street.” Friesen moved to approve the second reading of Ordinance No. 3085. Motion seconded by Rogge. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried.

Under reports, City Administrator Bielser shared recent nitrate reading results, updated the Governing Body on code enforcement activities, and presented latest swimming pool revenue and attendance figures.

Mayor Ward then entertained a motion to adjourn. Rogge moved to adjourn. Motion seconded by Carmichael. On roll call vote, Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Schmidt, and Davis voting “yes.” Motion carried. The meeting adjourned at 8:13 p.m.

Homer L. Ward, Mayor

Date

Carissa Lufkin, City Clerk

Date