

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 15th day of August 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, Roger Bailey, Tim Polson, Ed Friesen, Brad Kuzelka, and Kelly Davis. Council member Phil Rogge 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 August 1, 2017.
2. Approval of claims.

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

Mayor Ward then invited Craig Reinsch with Olsson Associates to present the results of the recently completed water distribution study. Future capital improvements were discussed as well as the City’s ability to acquire more water and treat the water properly.

Mayor Ward introduced current business item #1, “Consider recommendation from the Public Works Committee to allow the Museum Board to barricade Elm Street from 11th – 12th Street and 12th Street from Oak to A Street for the annual car show on September 17th from 8:00 a.m. – 5:00 p.m. Council Member Kuzelka then made a motion to approve the recommendation of the Public Works committee. Motion seconded by Davis. On roll call vote: Brown, Carmichael, Bailey, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried.

Kuzelka made a motion to approve current business item #2, “Consider recommendation from the Public Works Committee to allow Fairbury Public Schools FCCLA Chapter to block off the City Park from 12:00 p.m. to 4:00 p.m. on September 10, 2017 for the annual FCCLA fun run/walk.” Motion seconded by Polson. On roll call vote: Brown, Carmichael, Bailey, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried.

Kuzelka then made a motion to approve current business item #3, “Consider recommendation from the Public Works committee to allow Fairbury Public Schools STUCO to barricade and place temporary no parking signs in portions of the downtown area for a parade/pep rally downtown on Friday, September 22, 2017 from 1:00 p.m. to 5:00 p.m.” Motion seconded by Polson. On roll call vote: Brown, Carmichael, Bailey, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried.

Mayor Ward then introduced business item “Consider approving a special designated license for the Fairbury Community Foundation to host a special event on Thursday, September 7, 2017, at the Stagecoach Mall from 8:00 a.m. to 11:00 p.m.” Ms. Julie Katz explained the request, plans for the event, and Foundation goals. Discussion ensued about use of alcohol. Council member Kuzelka then moved to approve the request. Motion seconded by Davis. On roll call vote: Brown, Carmichael, Polson, Kuzelka, and Davis voting “yes”. Bailey and Friesen voting “no”. Motion carried.

Next item “Consider renewal of services agreement between the City of Fairbury and Davis Home Inspections,” was introduced by Mayor Ward and explained by City Administrator Bielser. Bailey moved to renew the agreement. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Bailey, Polson, Friesen, and Kuzelka, voting “yes”. Davis abstaining. Motion carried.

Next item of business “Consider Fairbury Airport Authority’s tax request of \$36,000 for Fiscal Year 2017 – 2018” was presented. Davis moved to approve the request. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Bailey, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried.

Final business item, “Consider authorizing an additional 1% increase in restricted funds limitation for the 2017-2018 budget for the City of Fairbury,” was introduced by Mayor Ward and explained by Administrator Bielser. Brown moved to authorize the additional 1%. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Bailey, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried.

Mayor Ward introduced Resolution No. 1050, “Authorize direct borrowing from a financial institution to purchase personal property.” Bielser explained the resolution was necessary to seek funding for a new digger truck for the electric department. The new digger truck would replace the 1994 model as the primary digger truck. Motion to approve Resolution No. 1050 was made by Bailey. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Bailey, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried.

Next item of business, third reading of Ordinance No. 3069 was presented. Friesen moved to approve the third reading of Ordinance No. 3069. Motion seconded by Carmichael. On roll call vote: Brown, Carmichael, Bailey, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried. Carmichael then moved to approve Ordinance No. 3069. Motion seconded by Bailey. On roll call vote: Brown, Carmichael, Bailey, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried.

Under reports, City Administrator Bielser briefed the Council on the timeline for the 2018 budget development and approval.

With no further reports, Mayor Ward entertained a motion to enter into executive session to discuss potential litigation. Motion was made by Friesen and seconded by Carmichael. On roll call vote: Brown, Carmichael, Bailey, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried. Mayor Ward then reiterated the purpose for the executive session and invited all council members, City Clerk Lufkin,

Deputy City Attorney Mark Fahleson, and City Administrator Bielser to remain. The council entered executive session at 8:27 p.m.

In open session Brown moved to come out of executive session. Motion was seconded by Carmichael. On roll call vote: Brown, Carmichael, Bailey, Polson, Friesen, Kuzelka, and Davis voting “yes”. Motion carried. Council came out of executive session at 8:36 p.m.

Friesen then made a motion to adjourn. Motion seconded by Davis. Meeting adjourned at 8:37 p.m.