

CITY COUNCIL MEETING

September 13, 2016

7:00 p.m.

After the Pledge of Allegiance and Study Session, the Mayor called the meeting to order and stated a copy of the open meeting law is posted continually for public inspection located near the entrance door by the agendas. Roll call showed Council Members Legband, Landholm, Schaller, Johnson, Anderson, Eairleywine and Kuhns present. 7 Members present.

Public Hearing and Ordinance to amend 2015-2017 Biennial Budget. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing. Council Member Eairleywine moved, seconded by Council Member Schaller to introduce the ordinance. Roll call vote. Council Members Legband, Landholm, Schaller, Johnson, Anderson, Eairleywine, and Kuhns voting aye. 7 ayes. Motion carried. City Clerk provided first reading. Council Member Schaller moved, seconded by Council Member Landholm to suspend the rules and move to final reading. Council Members Legband, Landholm, Schaller, Johnson, Anderson, Eairleywine, and Kuhns voting aye. 7 ayes. Motion carried. City Clerk provided final reading. Mayor Getzschman called for a vote on final reading. Council Members Legband, Landholm, Schaller, Johnson, Anderson, Eairleywine, and Kuhns voting aye. 7 ayes. Ordinance 5382 approved.

Public Hearing and Resolution to set the final 2016 – 2017 tax rate for the debt service fund. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing. Council Member Schaller moved, seconded by Council Member Kuhns to approve Resolution 2016-159. Council Members Legband, Landholm, Schaller, Johnson, Anderson, Eairleywine, and Kuhns voting aye. 7 ayes. Motion carried.

Moved by Council Member Kuhns seconded by Council Member Schaller to approve items 6 through 13. Roll Call Vote. Council Members Legband, Landholm, Schaller, Johnson, Anderson, Eairleywine, and Kuhns voting aye. 7 ayes. Motion carried.

6. Dispense with and approve August 30, 2016 minutes
7. Approve August 31 through September 13, 2016 claims and authorize checks to be drawn on the proper accounts (staff report)
8. Receive Report of the Treasury (staff report)
9. Approve acknowledgement of the Tort claim filed by Delphine Stepanek (staff report)
10. Resolution 2016-160 authorizing the City Administrator to execute a contract with George Lawson for Library Assessment Contract Agreement (staff report)
11. Resolution 2016-161 authorizing City Administrator to execute a one-year renewal contract with Engineered Controls for HVAC system monitoring (staff report)
12. Resolution 2016-162 for fill vacancies on the Business Improvement District Board (staff report)
13. Resolution 2016-163 for request to apply for the State Farm's Neighborhood Assist Program (staff report)

Resolution for 2015 – 2017 Biennial Period Budget Property Tax Request. Council Member Eairleywine moved, seconded by Council Member Legband to approve Resolution 2016-164. Council Members

Legband, Landholm, Schaller, Johnson, Anderson, Eairleywine, and Kuhns voting aye. 7 ayes. Motion carried.

Second reading Ordinance approving request of Dodd Engineering and Surveying LLC, for zoning change of approximately 3.0 acres located at 1915 N. Diers Parkway from AG Agricultural to R-2 Moderate-Density Residential. City Clerk provided second reading.

Consider request for waiver of drive approach standard at 2085 Irene St. Council Member Schaller moved, seconded by Council Member Johnson to approve request as presented. Council Members Legband, Landholm, Schaller, Johnson, Anderson, Eairleywine, and Kuhns voting aye. 7 ayes. Motion carried.

Consider request for waiver of drive approach minimum radius requirement at 735 E. 8th St. Council Member Landholm moved, seconded by Council Member Johnson to approve request as presented. Council Members Legband, Landholm, Schaller, Johnson, Anderson, Eairleywine, and Kuhns voting aye. 7 ayes. Motion carried.

Consider request for waiver of drive approach minimum radius requirement at 1609 N. Hancock. Council Member Eairleywine moved, seconded by Council Member Schaller to approve request as presented. Council Members Legband, Landholm, Schaller, Johnson, Anderson, Eairleywine, and Kuhns voting aye. 7 ayes. Motion carried.

Resolution for commitment of fund balance for Immigration Ordinance/Levee construction. Council Member Kuhns moved, seconded by Council Member Legband to approve Resolution 2016-165. Council Members Legband, Landholm, Schaller, Johnson, Anderson, Eairleywine, and Kuhns voting aye. 7 ayes. Motion carried.

Resolution for commitment of fund balance for Capital Improvement Projects. Council Member Kuhns moved, seconded by Council Member Legband to approve Resolution 2016-166. Council Members Legband, Landholm, Schaller, Johnson, Anderson, Eairleywine, and Kuhns voting aye. 7 ayes. Motion carried.

Resolution to approve application and authorize payment for Wetlands Bank to replace wetlands lost on the Ridge Road Trail Project. Council Member Landholm moved, seconded by Council Member Eairleywine to approve Resolution 2016-167. Council Members Legband, Landholm, Schaller, Johnson, Anderson, Eairleywine, and Kuhns voting aye. 7 ayes. Motion carried.

Moved by Council Member Schaller seconded by Council Member Anderson to adjourn the meeting. Roll call vote: 7 ayes. Motion carried. Meeting adjourned at 7:40 p.m.

I, Tyler Ficken, the undersigned City Clerk, hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Mayor and Council; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the Clerk; that such agenda items were sufficiently descriptive to give the public reasonable notice of the matters to be considered at the meeting; that such subjects were contained in said agenda at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by the members of the public; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meeting and the subjects to be discussed at said meeting and that a current copy of the Nebraska Open Meetings Act was available

and accessible to members of the public, posted during such meeting in the room in which such meeting was held.

APPROVED AND ACCEPTED THIS 27TH DAY OF SEPTEMBER AS THE OFFICIAL COPY OF THE FREMONT, NEBRASKA CITY COUNCIL MINUTES FOR SEPTEMBER 13, 2016.

Tyler Ficken, City Clerk

Scott Getzschman, Mayor