

CITY COUNCIL MEETING  
CITY COUNCIL CHAMBERS 400 EAST MILITARY, FREMONT NEBRASKA  
March 13, 2018  
7:00 p.m.

After the Pledge of Allegiance and Study Session the Mayor called the meeting of the City Council to order and stated that 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 McClain, Legband, Landholm, Jacobus, Schaller, Kuhns and Bechtel present. Anderson absent. 7 Council Members present.

Moved by Council Member Schaller seconded by Council Member Legband to approve items 4 through 16 and 18 through 20, of the consent agenda. Ayes: McClain, Legband, Landholm, Jacobus, Kuhns, Schaller, Bechtel. Motion carried.

4. Move to approve February 28, 2018 through March 13, 2018 claims and authorize checks to be drawn on the proper accounts
5. Receive Report of the Treasury
6. Dispense with and approve February 13, 2018 minutes
7. Resolution 2018-060 letter of support for Fremont Housing Authority
8. Approve acknowledgement of the Tort Claim filed by Ernst and Jean Nick
9. Resolution 2018-061 authorizing the Fremont Department of Utilities Staff to purchase 1 – 2500 Kva 3-phase pad mounted transformer and 1 – 2000 Kva Stainless Steel 3-phase pad mounted transformer from Resco
10. Receive and file Fire Department Annual Report
11. Resolution 2018-062 for "Participating Members" of LARM to call for a special meeting of members and to select a voting representative and alternate to elect 15 members to the LARM Board of Directors
12. Consider request for Use of Johnson Lake, Trail, Grounds and Shelter for annual Mike Baker Kids Fishing Day on Saturday, June 16, 2018
13. Consider request for Use of Hormel Park, Garage and Picnic Tables by Nebraska Traditional Archers for two archery tournaments on April 27-29, 2018 and August 31 – September 2, 2018
14. Consider request for Use of Johnson Park, Trail and Shelter on Saturday, June 9, 2018 from 7:30am – 12:00pm for 3<sup>rd</sup> annual Walk with Phyllis fundraising walk
15. Consider request for Use of John C Fremont Park and Shelter from 10:30-11:30am on Sunday, April 1, 2018 by Cornerstone Church for Community Service and Gathering
16. Reappointment of Scott Brown to the Building Code Advisory for a term ending February 2023
18. Consideration of excavation/asphalt/concrete license application
19. Resolution 2018-064 to amend the professional services agreement with Schemmer Associates Inc. to include additional services for the Fremont Pedestrian Crossing Signal Improvements Project
20. Resolution 2018-065 authorizing City staff to sign amendment #5 to HDR Engineering contract for water and sewer extension to proposed processing plant site

Resolution 2018-063 authorizing the City Clerk to sign Special Designated License Local Recommendation form for events by Burtonian Enterprises LLC., dba Tin Lizzy Tavern. Council Member Landholm moved, seconded by Council Member Schaller to approve Resolution 2018-063. Ayes: McClain, Legband, Landholm, Jacobus, Kuhns, Schaller. Abstention: Bechtel. Motion carried.

Receive 2017 Audit Report. Council Member Schaller moved, seconded by Council Member Legband to receive the 2017 audit report. Ayes: McClain, Legband, Landholm, Jacobus, Kuhns, Schaller, Bechtel. Motion carried.

Ordinance to consider rezone of property generally located as part of the Northwest Quarter of Section 19, Township 17 North, Range 9 East of the 6th P.M., Dodge County, Nebraska from RR Rural Residential to GC General Commercial. Council Member Legband moved, seconded by Council Member Landholm to receive letter from Larry Marvin. Ayes: McClain, Legband, Landholm, Jacobus, Kuhns, Schaller, Bechtel. Motion carried. Council Member Jacobus moved, seconded by Council Member Schaller to receive document titled "An Interconnected Market". Ayes: McClain, Legband, Landholm, Jacobus, Kuhns, Schaller, Bechtel. Motion carried. Council Member Legband moved, seconded by Council Member Schaller to receive three (3) aerial maps and (6) photographs into to record. Ayes: McClain, Legband, Landholm, Jacobus, Kuhns, Schaller, Bechtel. Motion carried. Council Member Jacobus moved, seconded by Council Member Bechtel to deny the second reading of the ordinance. Ayes: Bechtel, Jacobus, McClain. Nays: Legband, Landholm, Kuhns, Schaller. Motion failed. Council Member Schaller moved, seconded by Council Member Kuhns to approve second reading of the Ordinance. Ayes: Schaller, Legband, Kuhns, Landholm, Getzschman. Nays: Bechtel, Jacobus, McClain. Motion carried. City Clerk provided second reading.

Ordinance annexing by voluntary petition approximately 1.54 acres described as part of the Southeast Quarter of the Southwest Quarter of Section 9, Township 17 North, Range 8 East of the Sixth P.M., Dodge County, Nebraska and more generally located at 2860 W. 23rd St. Council Member Kuhns moved, seconded by Council Member Legband to approve second reading of the Ordinance. Ayes: McClain, Legband, Landholm, Jacobus, Kuhns, Schaller, Bechtel. Motion carried. City Clerk provided second reading.

Resolution to authorize and approve agreement with Speece Lewis Engineers, Inc. for the design and engineering services of the Somers Ave. Bridge Rehabilitation project. Council Member McClain moved, seconded by Council Member Legband to approve Resolution 2018-065. Ayes: McClain, Legband, Landholm, Jacobus, Kuhns, Schaller, Bechtel. Motion carried.

Ordinance amending Utility Salary Ordinance. Council Member Kuhns moved, seconded by Council Member Landholm to introduce the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Schaller, Bechtel. Nays: Jacobus. Motion carried. Council Member Kuhns moved, seconded by Council Member Schaller to suspend the rules and move to final reading. Ayes: McClain, Legband, Landholm, Kuhns, Schaller, Bechtel. Nays: Jacobus. Motion carried. City Clerk provided final reading of the Ordinance. Mayor Getzschman called for a vote on the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Schaller, Bechtel. Nays: Jacobus. Ordinance approved.

Consider request for variance for driveway width at 178 North Drive. Council Member Jacobus moved, seconded by Council Member Landholm to deny the request. Ayes: McClain, Legband, Landholm, Jacobus, Kuhns, Schaller, Bechtel. Motion carried.

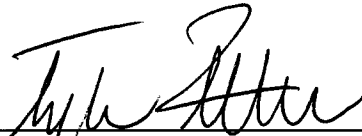
Ordinance for the sale and conveyance of real estate owned by the City of Fremont to Readytech-go, Inc. Council Member Landholm moved, seconded by Council Member McClain to hold first reading of the Ordinance. Ayes: McClain, Legband, Landholm, Jacobus, Kuhns, Schaller, Bechtel. Motion carried. Council Member Kuhns moved, seconded by Council Member Schaller to suspend the rules and move to final reading. Ayes: McClain, Legband, Landholm, Kuhns, Schaller, Bechtel. Nays: Jacobus. Motion carried. City Clerk provided final reading of the Ordinance. Mayor Getzschman called for a vote on the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Schaller, Bechtel. Nays: Jacobus. Ordinance approved.

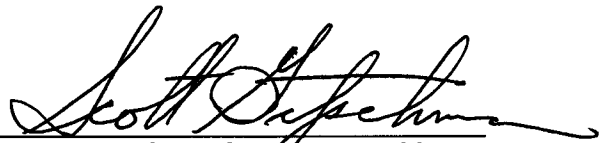
Ordinance for the sale and conveyance of real estate owned by the City of Fremont to Kent Adams Construction, Inc. Council Member Kuhns moved, seconded by Council Member Jacobus to hold first reading of the Ordinance. Ayes: McClain, Legband, Landholm, Jacobus, Kuhns, Schaller, Bechtel. Motion carried. Council Member Schaller moved, seconded by Council Member Legband to suspend the rules and move to final reading. Ayes: McClain, Legband, Landholm, Kuhns, Schaller, Bechtel. Nays: Jacobus. Motion carried. City Clerk provided final reading of the Ordinance. Mayor Getzschman called for a vote on the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Schaller, Bechtel. Nays: Jacobus. Ordinance approved.

Moved by Council Member Landholm seconded by Council Member Schaller to adjourn the meeting. Ayes: McClain, Legband, Landholm, Jacobus, Schaller, Kuhns, Bechtel. Motion carried. Meeting adjourned at 8:44 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 this meeting was preceded by publicized notice in the Fremont Tribune and the agenda, including notice of study session, were displayed in the Municipal Building and distributed to the Mayor and Council on March 9, 2018 and is open to the public; 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 MARCH AS THE OFFICIAL COPY OF THE FREMONT, NEBRASKA CITY COUNCIL MINUTES FOR MARCH 13, 2018.

  
Tyler Ficken, City Clerk

  
Scott Getzschman, Mayor