

CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS 400 EAST MILITARY, FREMONT NEBRASKA
May 29, 2018
7:00 p.m.

After Study Session and Pledge of Allegiance, 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 Anderson, Kuhns, McClain, Landholm, Jacobus, Bechtel and Schaller present. Legband absent. 7 Council Members present.

Public Hearing and Resolution for Class D Liquor License Application of Dillon Companies, Inc., for property located at 1615 N. Bell St. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing. Council Member Landholm moved, seconded by Council Member Kuhns to approve Resolution 2018-115. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson. Abstention: Bechtel. Motion carried.

Public Hearing and Resolution for Class I Liquor License Application of Rusty Bob Bartlett, for property located at 500 S. Main Street. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing. Council Member Jacobus moved, seconded by Council Member McClain to amend Resolution 2018-116 to provide no recommendation because alcohol is not permitted as currently zoned. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson. Abstention: Bechtel. Motion carried. Council Member Jacobus moved, seconded by Council Member McClain to approve the amended Resolution 2018-116. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson. Abstention: Bechtel. Motion carried.

Public Hearing and Ordinance annexing by voluntary petition approximately 4.24 acres, described as a parcel of land in the NW1/4 NE1/4 of Section 18, Township 17 North, Range 9 East of the 6th p.m., Dodge County, Nebraska, and extending the corporate limits to include said real estate. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing after receiving comments from the public. Council Member Kuhns moved, seconded by Council Member Schaller to hold first reading of the Ordinance. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Bechtel, Anderson. Motion carried. City Clerk provided first reading of the Ordinance.

Public Hearing and Ordinance amending paragraph "B" of article 406 of Ordinance No. 3939 to rezone the property described herein, more generally located in the NW1/4 of Section 19, Township 17 North, range 9 East of the 6th p.m., Dodge County, Nebraska, from R Rural to AR Auto-Urban Residential. Mayor Getzschman opened the public hearing. Council Member Jacobus moved, seconded by Council Member Anderson to receive into the record a document titled Final Plat of Sunridge Place Addition. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Bechtel, Anderson. Motion carried. Mayor Getzschman closed the public hearing after receiving comments from the public. Council Member Kuhns moved, seconded by Council Member Schaller to hold first reading of the Ordinance. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson. Nay: Bechtel. Motion carried. City Clerk provided first reading of the Ordinance.

Public Hearing and Ordinance amending paragraph "B" of article 406 of Ordinance No. 3939 to rezone the property described herein, more generally located in the NW1/4 of Section 19, Township 17 North, range 9 East of the 6th p.m., Dodge County, Nebraska, from R Rural to UR Urban Residential. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing after receiving comments from the public. Council Member Landholm moved, seconded by Council Member Jacobus to hold first reading of the Ordinance. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson. Nay: Bechtel. Motion carried. City Clerk provided first reading of the Ordinance.

Public Hearing and Ordinance amending paragraph "B" of article 406 of Ordinance No. 3939 to rezone the property described herein, more generally located in the SE1/4 NW1/4 of Section 19, Township 17 North, range 9 East of the 6th p.m., Dodge County, Nebraska, from R Rural to AR Auto-Urban Residential. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing after receiving comments from the public. Council Member Kuhns moved, seconded by Council Member Schaller to approve

first reading of the Ordinance. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson. Nay: Bechtel. Motion carried. City Clerk provided first reading of the Ordinance. City Clerk provided first reading of the Ordinance.

Public Hearing and Resolution approving the request Final Plat of Dodd Engineering & Surveying, LLC, a parcel of land located in the NW1/4 of Section 19, Township 17 North, Range 9 East of the 6th p.m., Dodge County, Nebraska, to be known as SunRidge Place. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing after receiving comments from the public. Council Member Landholm moved, seconded by Council Member Jacobus to continue the item to the June 26, 2018 City Council meeting. Ayes: McClain, Landholm, Schaller, Anderson, Bechtel, Kuhns, Jacobus. Motion carried.

Public Hearing and Ordinance annexing by voluntary petition approximately 15.58 acres, described as a parcel of land located in the NW1/4 of Section 19, Township 17 North, Range 9 East of the 6th p.m., Dodge County, Nebraska, and extending the corporate limits to include said real estate. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing after receiving comments from the public. Council Member Schaller moved, seconded by Council Member Landholm to hold first reading of the Ordinance. Ayes: McClain, Landholm, Kuhns, Schaller, Bechtel, Anderson. Nays: Jacobus. Motion carried. City Clerk provided first reading of the Ordinance.

Moved by Council Member Schaller seconded by Council Member Jacobus to approve items 13 through 16 and 19 through 23 of the consent agenda. Ayes: Anderson, Kuhns, Jacobus, Landholm, Legband, McClain, Schaller, Bechtel. Motion carried.

13. Dispense with and approve May 8, 2018 minutes.
14. Reappointment of Al Sawtelle to the Utility and Infrastructure Board for a term ending June 30, 2023
15. Motion to approve Peddler License exemption for youth during Crazy Days event
16. Motion to approve the Cement Worker/Asphalt/Excavate license application as presented subject to fulfillment of all licensing requirements for Owens Custom Contracting LLC.
19. Resolution 2018-119 adopting and approving the execution of an agreement to waive receipt of the nonprimary entitlement funds apportioned to the Fremont Municipal Airport in fiscal year(s) 2013
20. Resolution 2018-120 authorizing the City Administrator to execute a payment fee schedule with Alley Poyner Macchietto for the initial work on the library expansion project
21. Resolution 2018-121 to approve highway-rail grade crossing traffic signal preemption request form - Downing Street Railroad Crossing
22. Approve the recommendation of the Mayor to make appointments to the Local Option Review Team for terms to end June 2020, Bill Vobejda, Susan Jacobus, Rich Oliva, Rob George
23. Approve the recommendation of the Mayor to make appointments to the Airport Advisory Board ending June 2021, Jennifer Weiss-Assmann, Eric Johnson, Bill Dugan

Move to approve May 9, 2018 through May 29, 2018 claims and authorize checks to be drawn on the proper accounts. Council Member Anderson moved, seconded by Council Member Kuhns to approve May 9, 2018 through May 29, 2018 claims and authorize checks to be drawn on the proper accounts. Ayes: McClain, Landholm, Kuhns, Schaller, Anderson. Abstention: Jacobus, Bechtel. Motion carried.

Resolution authorizing the City Clerk to sign Special Designated License Local Recommendation form for events by John C. Fremont Days, Inc., Burtonian Enterprises LLC., and Fremont Area Habitat for Humanity. Council

Member Landholm moved, seconded by Council Member Schaller to approve Resolution 2018-117. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson. Abstention: Bechtel. Motion carried.

Resolution of the City Council of the City of Fremont, Nebraska considering the application for new liquor license manager of Kristin L. Kozakiewicz for: Walmart Inc., dba Walmart #776, 3010 E. 23rd Avenue, Fremont, Nebraska. Council Member McClain moved, seconded by Council Member Schaller to approve Resolution 2018-118. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson. Abstention: Bechtel. Motion carried.

Appointment of Austin Williams as a Police Sergeant at the recommendation of the Mayor. Council Member Kuhns moved, seconded by Council Member Anderson to approve the appointment of Austin Williams as a Police Sergeant at the recommendation of the Mayor. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson, Bechtel. Motion carried.

Resolution authorizing the Mayor to sign a Water Purchase Agreement with Hormel Foods Corporation. Council Member Kuhns moved, seconded by Council Member Landholm to approve Resolution 2018-122. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson, Bechtel. Motion carried.

Resolution authorizing the purchase of five (5) Kia Niro Plug-In Hybrid LX FWD vehicles through the National Joint Power Alliance. Council Member Schaller moved, seconded by Council Member Bechtel to approve Resolution 2018-123. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson, Bechtel. Motion carried.

Resolution accepting and awarding the bid to IES Commercial, Inc. for Contract for Upgrade of Substation B in the amount of \$3,631,644.70 and authorize staff to issue a contract and purchase order for the upgrade. Council Member Kuhns moved, seconded by Council Member Landholm to approve Resolution 2018-1124. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson, Bechtel. Motion carried.

Resolution to authorize execution of Preliminary Engineering Services Agreement Supplemental Agreement No. 7 - BO1213 for Rawhide Creek Trail Fremont. Council Member Schaller moved, seconded by Council Member McClain to approve Resolution 2018-125. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson, Bechtel. Motion carried.

Resolution to authorize and approve amendment #3 to the Inter-local Cooperation Agreement Act Agreement, South Fremont, Section 205 Feasibility Study. Council Member Landholm moved, seconded by Council Member Kuhns to approve Resolution 2018-126. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson, Bechtel. Motion carried.

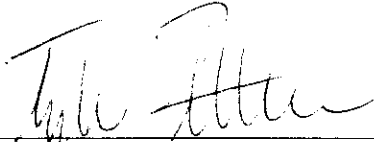
Resolution to authorize the Mayor to sign Subdivision Agreement with Gallery 23 East LLC., and Sanitary and Improvement District #8 of Dodge County. Council Member Anderson moved, seconded by Council Member Landholm to receive updated contract into the record. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson, Bechtel. Motion carried. Council Member Schaller moved, seconded by Council Member McClain to amend the Resolution to reflect the updated agreement. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson, Bechtel. Motion carried. Council Member Kuhns moved, seconded by Council Member Landholm to approve Resolution 2018-127 with updated contract. Ayes: McClain, Landholm, Jacobus, Kuhns, Schaller, Anderson, Bechtel. Motion carried.

Moved by Council Member Anderson seconded by Council Member Jacobus to adjourn the meeting. Ayes: Anderson, Kuhns, McClain, Landholm, Jacobus, Schaller, Bechtel. Motion carried. Meeting adjourned at 9:53 p.m.

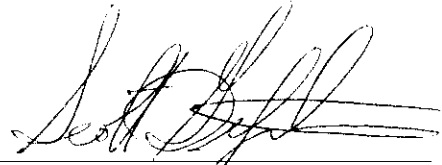
I, Tyler Ficken, the undersigned City Clerk, hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Mayor and Council; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and 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 May 25, 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 12TH DAY OF JUNE AS THE OFFICIAL COPY OF THE FREMONT, NEBRASKA CITY COUNCIL MINUTES FOR MAY 29, 2018.



Tyler Ficken, City Clerk



Scott Getzschman, Mayor