

CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS 400 EAST MILITARY, FREMONT NEBRASKA
September 11, 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 Schaller, McClain, Landholm, Jacobus, Bechtel, Legband and Kuhns present. 7 Council Members present.

Discussion of Northeast Nebraska Solid Waste Coalition (NNSWC) Budget. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing after receiving comments from the public. No action was taken by the Council.

Moved by Council Member Schaller seconded by Council Member Legband to approve items five through sixteen of the consent agenda. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Jacobus. Motion carried.

5. Motion to approve August 29, 2018 through September 11, 2018 claims and authorize checks to be drawn on the proper accounts
6. Motion to receive report of the Treasury
7. Motion to dispense with and approve August 28, 2018 minutes
8. Motion to approve acknowledgement of the Tort Claim filed by Farmer's Mutual United/Celi Calderon & Farmer's Mutual United/Elva Lemus
9. Resolution 2018-206 to approve final payment and completion of project for Park Ave
10. Resolution 2018-211 to approve final payment and completion of project for Washington Walk Safe project
11. Resolution 2018-207 Ronin Park Shelter Award Bid
12. Resolution 2018-204 Consider bid for 2019 Coal Contract Shipping
13. Resolution 2018-208 Consider Change Order #4 & #5 for Carstensen Contracting
14. Resolution 2018-209 Consider bid for Odorizer for Natural Gas line
15. Motion to approve excavation/asphalt/concrete license applications
16. Motion to authorize the Mayor to sign Community Data Platform Membership Agreements with Trittech Software Systems

Motion to approve Morningside Pointe Subdivision Agreement. Council Member Landholm moved, seconded by Council Member Legband to continue the item to the September 25, 2018 City council Meeting. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Jacobus. Motion carried.

Motion to approve Morningside Crossing Subdivision Agreement. Council Member Legband moved, seconded by Council Member Schaller to receive into the record a document titled Morningside Crossing Subdivision Agreement. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Jacobus. Motion carried. Council Member Jacobus moved, seconded by Council Member Kuhns to approve the Morningside Crossing Subdivision Agreement as amended. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Jacobus. Motion carried.

Resolution 2018-205 authorizing locations for event/street closure and authorizing the City Clerk to sign Special Designated License Local Recommendation form for Fremont's Fall Festival. Council Member Kuhns moved, seconded by Council Member Jacobus to approve Resolution 2018-205. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Jacobus. Motion carried.

Ordinance 5461 approving a request for Voluntary Annexation by Paul Gifford on behalf of Fremont Area Land Co., consisting of approximately 22.31 acres described as a parcel of land located at the SE corner of Morningside Road and Luther Road - Morningside Pointe. Council Member Landholm moved, seconded by Council Member Schaller to hold second reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Jacobus. Motion carried. City Clerk provided second reading of the Ordinance.

Ordinance 5463 approving amendments to Chapter 11 of the Fremont Municipal Code pertaining to zoning, subdivision and site development regulations, hereinafter referred to as the Unified Development Code of the City of Fremont ("UDC"), particularly amendments to Article 3 Section 11-300.01 through 11-313.03 regarding administrative bodies. Council Member Kuhns moved, seconded by Council Member McClain to hold second reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Jacobus. Motion carried. City Clerk provided second reading of the Ordinance.

Ordinance 5464 approving amendments to Chapter 11 of the Fremont Municipal Code pertaining to zoning, subdivision and site development regulations, hereinafter referred to as the Unified Development Code of the City of Fremont ("UDC"), particularly amendments to Article 5 Sections 11-502- §11-504.03 regarding commercial uses. Council Member Jacobus moved, seconded by Council Member Landholm second reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Jacobus. Motion carried. City Clerk provided second reading of the Ordinance.

Ordinance 5466 to adopt the amended budget statement to be termed the appropriation bill, appropriate sums for necessary expenses and liabilities. Council Member Legband moved, seconded by Council Member Kuhns to suspend the rules and move to final reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Jacobus. Motion carried. City Clerk provided final reading of the Ordinance. Mayor Getzschman called for a final vote on the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Jacobus. Motion carried. Ordinance 5466 approved.

Ordinance 5467 to revise government salary pay plan. Council Member Kuhns moved, seconded by Council Member Landholm to suspend the rules and move to final reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Schaller, Bechtel. Nays: Jacobus. Motion carried. City Clerk provided final reading of the Ordinance. Mayor Getzschman called for a final vote on the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Schaller, Bechtel. Nays: Jacobus. Motion carried. Ordinance 5467 approved.

Ordinance 5468 to revise Department of Utilities pay plan. Council Member Schaller moved, seconded by council Member McClain to suspend the rules and move to final reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Schaller, Bechtel. Nays: Jacobus. Motion carried. City Clerk provided final reading of the Ordinance. Mayor Getzschman called for a final vote on the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Schaller, Bechtel. Nays: Jacobus. Motion carried. Ordinance 5468 approved.

Receive draft report on City Clerk and Engineering fees. Council Member Schaller moved, seconded by Council Member Landholm to receive into the record a document titled Library (Fees). Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Jacobus. Motion carried. Report was presented to the Council. No action was taken by the Council.

Moved by Council Member Landholm seconded by Council Member Jacobus to adjourn the meeting. Ayes: Schaller, Kuhns, McClain, Legband, Landholm, Jacobus, Bechtel. Motion carried. Meeting adjourned at 7:59 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 September 7, 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 25TH DAY OF SEPTEMBER AS THE OFFICIAL COPY OF THE FREMONT, NEBRASKA CITY COUNCIL MINUTES FOR SEPTEMBER 11, 2018.



Tyler Ficken, City Clerk



Scott Getzschman, Mayor