

CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS 400 EAST MILITARY, FREMONT NEBRASKA
November 13, 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, Anderson and Kuhns present. 8 Council Members present.

Moved by Council Member Schaller seconded by Council Member Jacobus to approve items four through ten and twelve through fifteen of the consent agenda. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried.

4. Motion to approve October 31, 2018 through November 13, 2018 claims and authorize checks to be drawn on the proper accounts.

5. Receive Report of the Treasury

6. Motion to dispense with and approve October 30, 2018 minutes

7. Resolution 2018-246 authorizing a special tax and assessment against lot owned by Herink to pay the assessment for nuisance removal

8. Resolution 2018-251 authorizing a special tax and assessment against lot owned by Delgado & Gustavo Refaela to pay the assessment for nuisance removal

9. Resolution 2018-252 authorizing a special tax and assessment against lot owned by GOF LLC to pay the assessment for nuisance removal

10. Resolution 2018-244 authorizing the Purchase 225,000 Tons of nominal 8,800 Btu/Ultra Low Sulfur Coal for Lon D. Wright, Power Plant

12. Resolution 2018-247 authorizing the City Administrator to execute a two-year renewal contract with Engineered Controls, the library HVAC system

13. Resolution 2018-254 to renew property insurance coverage for the Department of Utilities with AEGIS

14. Consideration of excavation/asphalt/concrete license application

15. Resolution 2018-245 authorizing the purchase of an airless palletized paint machine striper through the National Joint Power Alliance

Resolution for keno satellite application of Irv's Deli & More, 345 N. Main Street, Fremont, NE 68025. Council Member Landholm moved, seconded by Council Member Kuhns to approve Resolution 2018-249. Ayes: McClain, Legband, Landholm, Kuhns, Schaller, Anderson, Jacobus. Abstention: Bechtel. Motion carried.

Recognize Bob Brown for service on the Park & Recreation Board. Mayor Getzschman recognized Mr. Brown for his years of service to the community. Council Member Anderson moved, seconded by Council Member Schaller to accept the resignation of Bob Brown from the Parks and Recreation Board. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Anderson, Jacobus. Nay: Schaller. Motion carried.

Consider request to waive rental fees for use of facilities for Post Prom event. Council Member Schaller moved, seconded by Council Member Kuhns to approve request to waive rental fees for Post Prom event. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried.

Resolution 2018-250 of the City Council of the City of Fremont, Nebraska, to authorize execution of a lease agreement with Midland University for use of Christensen Field Ball Field. Council Member Kuhns moved, seconded by Council Member Anderson to approve Resolution 2018-250. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried.

Ordinance 5478 a request by Costco to rezone the property generally described as 1762 Hills Farm Road, Fremont, Nebraska from R Rural to GI General Industrial. Council Member Schaller moved, seconded by Council Member McClain to hold second reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried. City Clerk provided second reading.

Ordinance 5469 a request by Mark Boschult on behalf of Boschult Engineering Co. for change of zoning at 340 West 22nd Street, Fremont, NE, for the remaining area of block 14 not already zoned general commercial east of Fremont Rental property, from SC Suburban Commercial to GC General Commercial to allow the existing 2 story concrete/masonry structure and surrounding buildings to be used as storage facility. Adjacent property to the west already zoned GC General Commercial. Council Member Landholm moved, seconded by Council Member Jacobus to hold final reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried. City Clerk provided final reading. Mayor Getzschman called for a final vote on the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Ordinance 5469 approved.

Ordinance 5471 consider Amendments to Chapter 11 of the Fremont Municipal Code pertaining to subdivision and site development regulations, hereinafter referred to as the Unified Development code of the City of Fremont ("UDC"), particularly amendments to Section 11-706.05 Lots. C. Access and Frontage, particularly 4. Outlots and Section 11-920 Definitions, particularly Outlot. Council Member Jacobus moved, seconded by Council Member Legband to approve final reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried. City Clerk provided final reading. Mayor Getzschman called for a final vote on the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried. Ordinance 5471 approved.

Ordinance 5472 a request by Steve Dodd on behalf of Don Peterson and Associates Real Estate Co. for approval of a Voluntary Annexation of Sunridge Place First Addition, consisting of 20.57 acres located between Military Avenue, Jack Sutton Drive, Luther Road & Johnson Drive, and more particularly described as a portion of a parcel of land being part of the NW1/4 of Section 19, Township 17 North, Range 9 East of the 6th P.M., Dodge County, Nebraska. Council Member Schaller moved, seconded by Council Member Kuhns to approve final reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, 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, Anderson, Jacobus. Ordinance 5472 approved.

Ordinance 5473 consider a request by Steve Dodd on behalf of Don Peterson and Associates Real Estate Co. for approval of a Voluntary Annexation of Sunridge Place Second Addition, consisting of 28.58 acres

located between Military Avenue, Jack Sutton Drive, Luther Road & Johnson Drive, and more particularly described as a portion of a parcel of land being part of the NW1/4 of Section 19, Township 17 North, Range 9 East of the 6th P.M., Dodge County, Nebraska. Council Member Jacobus moved, seconded by Council Member Legband to approve final reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried. City Clerk provided final reading. Council Member Anderson moved, seconded by Council Member Jacobus to hold a final vote on the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried. Mayor Getzschman called for a final vote on the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Ordinance 5473 approved.

Ordinance 5475 consider a request by Marie Hammang for approval of a Voluntary Annexation of Morningside Crossing, consisting of 35.00 acres located on the Northeast corner of Morningside Rd, Johnson Rd., and more particularly described as approximately 35.00 acres of TL 43 and part of TL 44, Dodge County, Nebraska. Council Member Kuhns moved, seconded by Council Member Jacobus to hold final reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried. City Clerk provided final reading. Mayor Getzschman called for a final vote on the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Ordinance 5475 approved.

Ordinance 5479 amendment Section 6-102 of the Municipal Code to adopt permanent pet license tags. Council Member Landholm moved, seconded by Council Member Jacobus to hold first reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried. City Clerk provided first reading of the Ordinance. Council Member Schaller moved, seconded by Council Member Anderson to suspend the rules and move to final reading of the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried. City Clerk provided final reading. Mayor Getzschman called for a final vote on the Ordinance. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Ordinance 5479 approved.

Resolution 2018-218 Master Fee Schedule. Council Member Schaller moved, seconded by Council Member Jacobus to receive two documents for the record; the documents included suggested fee adjustment for, Ronin Pool, Splash Station, removal of diseased or dying trees, driveway approach permits, and sidewalk permits. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried. Council Member McClain moved, seconded by Council Member Jacobus to amend the fee schedule to add Driveway Approach Permit and Sidewalk Permits as provided in the received handout. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried. Council Member Jacobus moved, seconded by Council Member Legband to amend fees regarding Ronin Pool, Splash Station and Tree Removal Diseased or Dying explanation as provided in the received handout. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried. Council Member Jacobus moved, seconded by Council Member Bechtel to amend the fee schedule to allow the library to keep its current copy fees. Ayes: McClain, Legband, Kuhns, Bechtel, Anderson, Jacobus. Nays: Schaller, Landholm. Motion carried. Council Member Jacobus moved, seconded by Council Member Legband to approve Resolution 2018-218 with the Master Fee Schedule as amended. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried.

Resolution 2018-248 to approve the Deed of Dedication of Cloverly Road and Boulevard Street Rights of Way, and all related documents with PCCW Inc. Council Member Jacobus moved, seconded by Council Member Kuhns to approve Resolution 2018-248. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried. Council Member Schaller moved, seconded by Council Member Anderson to approve Resolution 2018-253. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried.

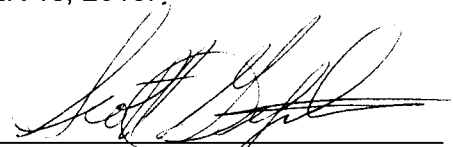
Resolution 2018-253 authorizing placement of the four way stop signs on Boulevard Street and Cloverly Road, the East and West approaches of Boulevard Street and Vacated Yager Road, and the North, South and East approaches of Boulevard Street and Platte Avenue. Council Member Schaller moved, seconded by Council Member Anderson to approve Resolution 2018-253. Ayes: McClain, Legband, Landholm, Kuhns, Bechtel, Schaller, Anderson, Jacobus. Motion carried.

Moved by Council Member Landholm seconded by Council Member Jacobus to adjourn the meeting. Ayes: Schaller, Kuhns, McClain, Legband, Landholm, Jacobus, Bechtel, Anderson. Motion carried. Meeting adjourned at 8:34 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 November 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 NOVEMBER AS THE OFFICIAL COPY OF THE FREMONT, NEBRASKA CITY COUNCIL MINUTES FOR NOVEMBER 13, 2018.


Tyler Ficken, City Clerk


Scott Getzschman, Mayor