



CITY OF FREMONT NEBRASKA

REGULAR CITY COUNCIL MEETING MINUTES June 30, 2020 - 7:00 PM City Council Chambers 400 East Military, Fremont NE

MEETING CALLED TO ORDER. After the Pledge of Allegiance, Mayor Getzschman called 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. Roll call showed Members McClain, Ellis, Kuhns, Bechtel, Yerger, Jensen, Jacobus and Legband present. 8 members present.

MAYOR COMMENTS

(There will be no discussion from the Council or the public regarding comments made by the Mayor. Should anyone have questions regarding the comments, please contact the Mayor after the meeting)

1. Motion to adopt current agenda for June 30, 2020 Regular Meeting. Motion made by Yerger, seconded by Jacobus to adopt the current agenda with items #23 and #27 moved above the consent agenda. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried.

PUBLIC HEARINGS:

2. Resolution 2020-125 for Conditional Use Permit on behalf of Memorial Cemetery Association to expand a cemetery on property generally located at 610 W 23rd St. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing after receiving comments from the public. Motion made by Jensen, Seconded by Yerger to approve Resolution 2020-125. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried
3. Resolution 2020-126 for Conditional Use Permit for the expansion of a non-standard use for the purpose of replacing a 12'x20' shed on property generally located at 249 W. Jackson St. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing after receiving comments from the public. Motion made by Yerger, seconded by Jacobus receive updated resolution and amend the resolution as such. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Jacobus Voting Abstaining: Kuhns. Motion carried. Motion made by Yerger, seconded by Jacobus to approve Resolution 2020-126 as amended. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Jacobus Voting Abstaining: Kuhns. Motion carried.

4. Ordinance 5536 to annex Lot 3 Morningside Industrial Park, generally located on the northeast corner of Morningside and Howard Streets (first reading). Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing after receiving comments from the public. Motion made by Jacobus, seconded by Jensen to introduce and hold first reading of the Ordinance. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried. City Clerk provided first reading of the Ordinance.
23. Update regarding financials and impacts as a result of COVID-19. Finance Director Sanders provided a report. No action was taken.
27. Council Member Jacobus item - Discuss, consider and take possible action to prioritize remaining CIP projects/purchases for FY's 2019-20, 2020-21, 2021-22, and 2022-23 due to potential budgetary shortfalls. Discussion was held. No action was taken.

CONSENT AGENDA: All items in the consent agenda are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member or a citizen so requests, in which event the item will be removed from the consent agenda and considered separately.

Motion by McClain, seconded by Legband to approve consent agenda items 5, 6, 12, 13 and 16-19. Voting Yea: McClain, Ellis, Kuhns, Bechtel, Yerger, Jensen, Jacobus, Legband. Motion carried.

5. Motion to approve June 10, 2020 through June 30, 2020 claims and authorize checks to be drawn on the proper accounts
6. Dispense with and approve June 9, 2020 Board of Equalization, Community Development Agency and City Council Meeting Minutes
7. Resolution 2020-127 authorizing an appropriation of funds for the City's portion of the local match for a Community Development Block Grant to repair the breach at the Rod & Gun Club. Motion made by Legband, seconded by Jacobus to approve Resolution 2020-127. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried.
8. Motion to approve the discharge of fireworks for the Fremont Moo. Motion made by Yerger, Seconded by Legband to approve the discharge of fireworks for the Fremont Moo with clarification that rain date will be July 11, 2020. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried.
9. Resolution 2020-128 authorizing the Mayor to execute Amendment #4 to the HDR Reimbursement and Indemnification Agreement for Wastewater Engineering for WholeStone Farms for Wastewater Treatment Plant (WWTP) upgrade. Motion made by Jensen, Seconded by Kuhns to approve Resolution 2020-128. Voting Yea: McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus
Voting Nay: Yerger, Ellis. Motion carried.
10. Resolution 2020-129 authorizing the Mayor to execute Amendment #5 to the Construction Administration Agreement with HDR Engineering for the Anaerobic Lagoon Project. Motion made by Legband, Seconded by Kuhns to approve Resolution 2020-129. Voting Yea: McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus Voting Nay: Yerger, Ellis.

Motion carried.

11. Motion to approve the recommendation of the Mayor to reappoint Robert Steenblock, David Monke and Mike McGillick to terms ending June 2023, and appoint Alison Adams to a position with a term expiring June 2022 to the Airport Advisory Committee. Motion made by Yerger, Seconded by Legband to appoint Robert Steenblock. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried. Motion made by Yerger, seconded by Jensen to appoint David Monke. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried. Motion made by Yerger, Seconded by Kuhns to appoint Mike McGillick. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried. Motion made by Yerger, Seconded by Legband to appoint Alison Adams. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried.
12. Motion to approve concrete license applications
13. Resolution 2020-130 authorizing execution of a professional services contract between the Eastern Nebraska Office on Aging (ENOA) and the Fremont Friendship Center
14. Motion to approve the recommendation of the Mayor to reappoint Susan Jacobus, Rich Oliva and Rob George to terms ending June 2022 to the Local Option Review Team. Motion made by McClain, seconded by Jensen to appoint Council Member Jacobus. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns Abstention: Jacobus. Motion carried. Motion made by Kuhns, Seconded by Legband to appoint Rich Oliva. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried. Motion made by Kuhns, Seconded by Legband to appoint Rob George. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried.
15. Motion to approve adjusted Ronin Pool Admission fee. Motion made by Yerger, Seconded by Kuhns to approve the adjusted Ronin Pool Admission fee. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried.
16. Resolution 2020-131 authorizing staff to sign a purchase agreement with NMC for a used Caterpillar Motorgrader Model 140M
17. Resolution 2020-132 authorizing City staff to sign a purchase agreement with Truck Center of Omaha for a New Freightliner Water Truck
18. Resolution 2020-133 approving the request of Main Street Fremont to close 2nd to 6th Street on Main Street for the 2020 Summer Fest event on Saturday July 25, 2020 from 7 a.m. to 4 p.m.
19. Mayor agenda item - Resolution 2020-134 terminating the three-year contract to Ameritas Investment Corp. for municipal financial advisor services and authorizing City Staff to provide notification

UNFINISHED BUSINESS: Requires individual associated action

20. Ordinance 5534 to revise Municipal Code Section 3-103: Municipal Water System; application for service; meter and service requirements generally; prorating monthly water

bill (second reading). Motion made by Yerger, Seconded by Legband to hold second reading of the Ordinance. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried. City Clerk provided the second reading of the Ordinance.

21. Ordinance 5535 to revise Municipal Code Section 3-231: Building sewer installation; single premise (second reading). Motion made by Jensen, Seconded by Legband to approve second reading of the Ordinance. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried. City Clerk provided second reading of the Ordinance.

NEW BUSINESS: Requires individual associated action

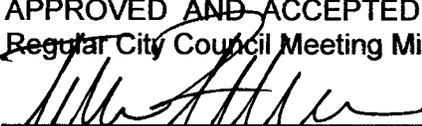
22. Move to appoint Ryan Christensen and Hunter McKenzie as Police Officers per Mayor recommendation. Motion made by Yerger, seconded by Jensen to appoint Ryan Christensen and Hunter McKenzie as Police Officers per Mayor recommendation. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried.
24. Motion to approve Supplemental Agreement for the SE Beltway with Nebraska Department of Transportation. Motion made by Legband, seconded by Jensen to approve Supplemental Agreement for the SE Beltway with Nebraska Department of Transportation. Voting Yea: Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus
Voting Nay: Yerger. Motion carried.
25. Consider resumption of the Public Comment period (FMC 2-103) and discussion regarding remote public comment. Motion made by Jacobus, Seconded by Legband to resume the public comment period beginning with the second meeting in July 2020 and authorize Zoom comments from the public during public comment, and Council Meetings. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried.
26. Motion to approve Interlocal agreement with Lower Platte North Natural Resources District, Papio-Missouri River Natural Resources District and Dodge County for Platte River Camera-Sensor. Motion made by Jacobus, Seconded by Kuhns to approve Interlocal agreement with Lower Platte North Natural Resources District, Papio-Missouri River Natural Resources District and Dodge County for Platte River Camera-Sensor. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried.
28. Executive Session with respect to real estate purchase and with respect to Workers Compensation Litigation. Moved by Council Member Jacobus, seconded by Council Member Jensen to go into executive session to discuss real estate purchase and with respect to Workers Compensation Litigation and for the further reason that the executive session is necessary for the protection of the public interest and asked for discussion. The Mayor stated that the pending motion was to go into executive session to discuss real estate purchase and with respect to Workers Compensation Litigation and for the further reason that the executive session is necessary for the protection of the public interest. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried. The Mayor stated that the pending motion to go into executive session to discuss real estate purchase and with respect to Workers Compensation Litigation and for the further reason that the executive session is necessary for the protection of the public interest had been approved. Discussion will be limited to real estate purchase and with respect to Workers Compensation Litigation. No official actions or votes will be taken

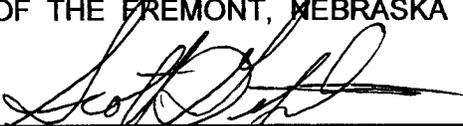
during the executive session. Motion carried. Time in: 10:30 p.m. Moved by Council Member Jensen, seconded by Council Member McClain to come out of executive session where no official actions or votes were taken. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried. Time out 11:11 p.m.

ADJOURNMENT

Motion made by McClain, Seconded by Legband to adjourn; time: 11:12 PM. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Bechtel, Kuhns, Jacobus. Motion carried.

APPROVED AND ACCEPTED AS THE OFFICIAL COPY OF THE FREMONT, NEBRASKA
Regular City Council Meeting Minutes for June 30, 2020.


Tyler Ficken, City Clerk


Scott Getzschman, Mayor