

APRIL 16, 2018

A meeting of the City Council of the City of Falls City, Nebraska, was held in said City on the 16th day of April, 2018, at 6:00 o' clock P.M. Council met in regular session. Mayor Oliver called the meeting to order and City Clerk Jorn recorded the minutes of the meeting. On roll call the following Council persons were present: Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux. Absent: Wisdom. Notice of the meeting was given in advance thereof by posting in three public places, a designated method for giving notice as shown by the Certificate of Posting Notice attached to these minutes. Notice of this meeting was given to the Mayor and all persons of the Council and a copy of their acknowledgment of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. Mayor Oliver publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted in the room where the meeting was being held.

MAYOR'S REPORT

Mayor Oliver reported to the City Council that Herzog has finished the paving of the parking lot and driveway to the Aquatic Park Center. He then told the City Council that Froeschl Floors had been working at the Aquatic Park bathhouse on epoxy coating the shower rooms. He stated that both shower /locker room areas are completed and next week they will start working on the office space and other hallways in the middle of the building. Mayor Oliver said that the dumpster will be moved from the middle of the parking lot to the west end. There will be a fence installed to cover the dumpster. Clerk Jorn at the end of the mayor's report stated there will be the Arbor Day celebration at Stanton Lake Park on April 22, 2018 and during the celebration Don Baldwin will be honored for his many years of service to e Falls City.

CONSENT AGENDA

A motion was made by Council person Ferguson and seconded by Council person Leyden to approve the Consent Agenda as printed: *WHEREAS*, certain business of the City Council (Council) of the City of Falls City (City) transpires on a regular and routine basis or is not of controversial nature; and *WHEREAS*, roll call votes on each individual issue greatly extend the meeting time. *NOW, THEREFORE, BE IT HEREBY RESOLVED* BY the City Council that in the interest of economizing time, yet complying with the Public Meeting Laws of the State of Nebraska, which require roll call voting, the following issues are hereby consolidated in this Consent Resolution: 1. *BE IT FURTHER RESOLVED BY* the Council that the minutes from the April 2, 2018 meeting is hereby approved. 2. *BE IT FURTHER RESOLVED BY* the Council that the agenda for April 16, 2018 is hereby approved. 3. *BE IT FURTHER RESOLVED BY* the Council that the Police Report for April 2018 is hereby approved. 4. *BE IT FURTHER RESOLVED BY* the Council that the Treasurer Report for April 2018 is hereby approved. 5. *BE IT FURTHER RESOLVED BY* the Council that the Consent Resolution for April 16, 2018 is hereby approved. Roll was called on this motion and the Council persons voted as follows: "YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux. "NAY" None. Motion carried.

AUTHORIZE MAYOR OLIVER TO SIGN RESOLUTION 2018-103 TO ADOPT PROGRAM INCOME REUSE PLAN FOR 2017 CITYWIDE HOUSING REHABILITATION PROGRAM

A motion was made by Council person Robidoux and seconded by Council person Bentley to authorize Mayor Oliver to sign Resolution 2018-103. Roll was called on this motion and the Council persons voted as follows: "YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux. "NAY" None. Motion carried.

AUTHORIZE MAYOR OLIVER TO SIGN RESOLUTION 2018-104 TO ADOPT HOUSING REHABILITATION PROGRAM GUIDELINES FOR 2017 CITYWIDE HOUSING REHABILITATION PROGRAM

A motion was made by Council person Leyden and seconded by Council person Robidoux to authorize Mayor Oliver to sign Resolution 2018-104. Roll was called on this motion and the Council persons voted as follows: "YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux. "NAY" None. Motion carried.

**REQUEST FOR A CURB CUT – HILLSIDE ACRES LOT 7A FOR A DRIVEWAY –
ANDY ARMBRUSTER – 2415 SCHOENHEIT STREET**

A motion was made by Council person Leyden and seconded by Council person Murphy approve a curb cut at Hillside Acres Lot 7A for a driveway. Roll was called on this motion and the Council persons voted as follows: "YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux. "NAY" None. Motion carried.

**PUBLIC HEARING – CONDITIONAL USE PERMIT FOR A CHILD DAYCARE CENTER –
2023 VALLEY AVENUE, STEEPLCREST LOTS 12-14, METES & BOUNDS 11-1-16 .41
A PT LOT SW ¼, SCRIBNER ADDITION BLK 1 LOT 1 AND LOT 2 – CHAD BERRY**

Mayor Oliver declared a public hearing open at 6:05 P.M. for the purpose of obtaining input on the conditional use permit for a child daycare center at 2023 Valley Avenue, Steeplecrest Lot 12-14, Metes and Bounds 11-1-16 .41 A PT Lot SW ¼, Scribner Addition Blk 1 Lot 1 and Lot 2. Mayor Oliver then asked if there was anyone in the audience who wished to speak in favor of or oppose said permit as submitted. Since no one wished to be recognized, Mayor Oliver then declared the public hearing closed at 6:06 P.M. A motion was made by Council member Murphy and seconded by Council member Robidoux to approve the Conditional Use Permit. Roll was called on this motion and the Council members voted as follows: "YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux, Wisdom. "NAY" None. Motion carried.

**CONTRACT BETWEEN THE CITY AND USDI FOR STEEL GAS LINE REPLACEMENT FROM 4TH STREET ALONG
FULTON STREET TO 12TH STREET REGULATOR STATION FOR \$352,436 PROGRAM**

A motion was made by Council person Ferguson and seconded by Council person Robidoux to approve the contract between the City and USDI for steel gas line replacement from 4th street along Fulton Street to 12th street for \$352,436 as recommended by the Board of Public Works. Utility Superintendent Ray Luhring spoke. Roll was called on this motion and the Council persons voted as follows: "YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux. "NAY" None. Motion carried.

REQUEST TO RENT PRICHARD AUDITORIUM – WEDDING – ALLOW ALCOHOL TO BE SOLD – JULY 21, 2018

A motion was made by Council person Robidoux and seconded by Council person Ferguson to approve the request to rent Prichard Auditorium for a wedding reception on July 21, 2018 and to allow alcohol to be served. Roll was called on this motion and the Council members voted as follows: "YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Robidoux. "NAY" Murphy. Motion carried.

SPECIAL DESIGNATED LIQUOR LICENSE – PRICHARD AUDITORIUM – WEDDING – JULY 21, 2018

A motion was made by Council person Robidoux and seconded by Council person Leyden to give favorable comment to the Special Designated Liquor License Application submitted by Eric D. Froeschl, 1821 Stone Street, Falls City, Nebraska, for a wedding at Prichard Auditorium, 312 West 17th Street, Falls City, Nebraska on July 21, 2018, as presented and to direct the City Clerk to notify the Nebraska Liquor Control Commission of the same. Eric D. Froeschl is required to file a Certificate of Insurance with the City showing they carry Liquor Liability and the City of Falls City is an Additional Insured. Roll was called on this motion and the Council persons voted as follows: "YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Robidoux. "NAY" Murphy. Motion carried.

2018 EDGE 1ST QUARTER REPORT

Executive Director, Beckie Cromer presented the 2018 Edge 1st Quarter Report to the Mayor and City Council. A motion was made by Council person Leyden and seconded by Council person Robidoux to approve the 2018 Edge 1st Quarter Report. Roll was called on this motion and the Council persons voted as follows: "YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux. "NAY" None. Motion carried.

APPOINTMENT – KEVIN MALONE – COMMUNITY REDEVELOPMENT AUTHORITY

A motion was made by Council person Robidoux and seconded by Council person Ferguson approve the appointment of Kevin Malone to the CRA as recommended by Mayor Oliver. Roll was called on this motion and the Council persons voted as follows: "YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux. "NAY" None. Motion carried.

THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 6:21pm.

I, the undersigned, City Clerk for the City of Falls City, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on April 16, 2018; 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 City 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 for 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 persons of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said 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 persons of the public, posted during such meeting in the room in which such meeting was held.

(SEAL)



CITY CLERK



CITY CLERK



MAYOR