

## JULY 16, 2018

A meeting of the City Council of the City of Falls City, Nebraska, was held in said City on the 16<sup>th</sup> day of July, 2018, at 6:00 o' clock P.M. Council met in regular session. Mayor Oliver called the meeting to order and City Clerk Gary Jorn recorded the minutes of the meeting. On roll call the following Council persons were present: Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux, Wisdom. Absent: None. 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.

### CONSENT AGENDA

A motion was made by Council person Robidoux and seconded by Council person Ferguson 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 July 2, 2018 meeting is hereby approved. 2. *BE IT FURTHER RESOLVED* BY the Council that the agenda for July 16, 2018 is hereby approved. 3. *BE IT FURTHER RESOLVED* BY the Council that the Police Report for June 2018 is hereby approved. 4. *BE IT FURTHER RESOLVED* BY the Council that the Treasurer Report for June 2018 is hereby approved. 5. *BE IT FURTHER RESOLVED* BY the Council that the Consent Resolution for July 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, Wisdom. "NAY" None. Motion carried.

### AMENDMENT - FINAL READING - ORDINANCE 2018-102 TO PROHIBIT MOST FIRES WITHIN THE CITY LIMITS, EXCEPT CERTAIN FIRES IN FIRE PITS AND OUTDOOR FIREPLACES

A motion was made by Council person Dougherty and seconded by Council person Leyden to approve the reading of Ordinance #2018-102 as amended. Lenard Brown spoke. Roll was called on this motion and the Council persons voted as follows: YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Wisdom. "NAY" Robidoux. Motion carried. A motion was then made by Council person Leyden and seconded by Council person Murphy to approve the final reading of Ordinance #2018-102 as printed. Roll was called on this motion and the Council persons voted as follows: YEA" Dougherty, Ferguson, Leyden, Merz, Murphy, Wisdom. "NAY" Bentley, Robidoux. Motion carried.

### FIRE DEPARTMENT'S 65 FOOT LADDER TRUCK AND FUTURE PLANS TO REPLACE IT

A discussion was held on the 65 foot ladder truck and future plans to replace it and other fire department trucks. Jon McQueen spoke.

### REQUEST TO SHOOT FIREWORKS OFF ON OCTOBER 18, 2018 DURING A WEDDING RECEPTION AT PRICHARD AUDITORIUM - ALAINA PELLETIER

A motion was made by Council person Robidoux and seconded by Council person Leyden to table the request to shoot fireworks off on October 18, 2018 during a wedding reception at Prichard Auditorium. Roll was called on this motion and the Council persons voted as follows: "YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux. "NAY" Wisdom. Motion carried.

**SPECIAL DESIGNATED LIQUOR LICENSE - ELK'S BENEVOLENT & PROTECT #963- BEER GARDEN - AUGUST 24, 2018**

A motion was made by Council person Ferguson and seconded by Council person Bentley to give favorable comment to the Special Designated Liquor License Application submitted by Elk's Benevolent & Protect #963, 1417 Stone Street, Falls City, Nebraska, for a beer garden at the Elk's Club, 1417 Stone Street, Falls City, Nebraska, on August 24, 2018, as presented and to direct the City Clerk to notify the Nebraska Liquor Control Commission of the same. Roll was called on this motion and the Council persons voted as follows: "YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux, Wisdom. "NAY" None. Motion carried.

**ORDINANCE 208-103 TO AMEND SECTION 8-501, 8-503, 8-510, 8-511, 8-512, 8-514, 8-515 AND 8-516 AS RECOMMENDED BY THE TREE BOARD**

A discussion was held on Ordinance 2018-103 to amend sections 8-501, 8-503, 8-510, 8-511, 8-512, 8-514, 8-515 and 8-516 as recommended by the Tree Board. Gerald Hopp spoke.

**ORDINANCE 2018-103 TO AMEND TREE BOARD MEMBERS TERM OF OFFICE AND THE REMOVAL, REPLACEMENT AND CARE OF TREES BOTH ON CITY OWNED PROPERTY AND PRIVATELY OWNED PROPERTY**

A motion was made by Council person Ferguson and seconded by Council person Merz to approve the first reading of Ordinance #2018-103 as follows: AN ORDINANCE OF THE CITY OF FALLS CITY TO AMEND PROVISION OF THE FALLS CITY MUNICIPAL CODE RELATED TO THE TREE BOARD MEMEBERS TERM OF OFFICE AND TO AMEND PROVISIONS REGARDING THE REMOVAL, REPALCEMENT AND CARE OF TREES BOTH ON CITY OWNED PROPERTY AND ON PRIVATE PROPERTY, TO AMEND SECTIONS 8-501, 8-503, 8-510, 8-511, 8-512, 8-514, 8-515 AND 8-516 OF THE FALLS CITY MUNICIPAL CODE. Roll was called on this motion and the Council persons voted as follows: YEA" Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux, Wisdom. "NAY" Bentley. Motion carried.


**AUTHORIZE MAYOR OLIVER TO SIGN AGREEMENT BETWEEN THE CITY AND BLUE RIVERS AREA AGENCY ON AGING FOR THE LEASE OF THE SENIOR CENTER**

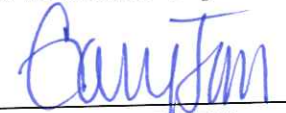
A motion was made by Council person Ferguson and seconded by Council person Bentley to authorize Mayor Oliver to sign an agreement between the City and Blue Rivers Area Agency on Aging for the lease of the Senior Center. Roll was called on this motion and the Council persons voted as follows: "YEA" Bentley, Dougherty, Ferguson, Leyden, Merz, Murphy, Robidoux, Wisdom. "NAY" None. Motion carried.

*THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 6:23pm.*

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 July 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