**REGULAR MEETING OF THE FALLS CITY BOARD OF PUBLIC WORKS**

August 3, 2023

2307 Barada Street

Falls City, Nebraska

A regular meeting of the Board of Public Works of the City of Falls City, Nebraska, was held at the City Hall, 2307 Barada Street in said City on the 3rd day of August, 2023, at 5:30 o’clock P.M. Present were: Board Members: Froeschl, Johansen, Joy, Koopman, Rieger. Absent: None. Anthony Nussbaum recorded the minutes of the meeting. 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 Board Chairman and all members of the Board 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 Chairman and Board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. The Chairman 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 Joy and seconded by Johansen to approve the consent agenda as follows: *WHEREAS*, certain business of the Board of Public Works 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 Board of Public Works 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 Board of Public Works that the minutes from the July 20, 2023 regular meeting is hereby approved. *2. BE IT FURTHER RESOLVED BY* the Board of Public Works that the agenda for August 3, 2023, is hereby approved. 3. *BE IT FURTHER RESOLVED BY* the Board of Public Works that the Consent Resolution for August 3, 2023, is hereby approved. Roll was called on this motion and the members voted as follows: “YEA” Froeschl, Johansen, Joy, Koopman, Rieger. “NAY” None. “ABSENT” None. Motion carried.

**UPDATE ON MASTER PLANNING FOR RAIL SUPERSITE - OLSSON**

A motion was made by Froeschl and seconded by Joy to move into executive session. Roll was called on this motion and the members voted as follows: “YEA” Froeschl, Johansen, Joy, Koopman, Rieger. “NAY” None. “ABSENT” None. Motion carried. A motion was made by Froeschl and seconded by Johansen to exit executive session and move into regular session. Roll was called on this motion and the members voted as follows: “YEA” Froeschl, Johansen, Joy, Koopman, Rieger. “NAY” None. “ABSENT” None. Motion carried.

**REQUEST FOR WAIVER OF WATER TAP AND SEWER TAP FEES FOR THE WILDERNESS FALLS III PROJECT TOTALING $8,000.00 – EXCEL DEVELOPMENT**

A motion was made by Joy and seconded by Johansen to approve denying the waiver request. Roll was called on this motion and the members voted as follows: “YEA” Froeschl, Johansen, Joy, Koopman, Rieger. “NAY” None. “ABSENT” None. Motion carried.

**AGREEMENT WITH JK ENERGY CONSULTING, LLC TO ASSIST WITH NEGOTIATING CAPACITY SALES - JKEC**

A motion was made by Froeschl and seconded by Joy to authorize execution of the agreement. Roll was called on this motion and the members voted as follows: “YEA” Froeschl, Johansen, Joy, Koopman, Rieger. “NAY” None. “ABSENT” None. Motion carried.

**MEETING ADJOURNED AT 7:04PM**

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 Chairman and Board on August 3, 2023 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 members 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 members of the public, posted during such meeting in the room in which such meeting was held.

(SEAL) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

CITY CLERK

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SECRETARY CHAIRMAN