

## NOVEMBER 16, 2020

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 November, 2020, at 6:00 o' clock P.M. Council met in regular session. Mayor Bindle called the meeting to order and Clerk Jorn recorded the minutes of the meeting. On roll call the following Council persons were present: Ferguson, Froeschl, Holle, Leyden, Merz, Ractliffe, Rhodd, 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 available to the public by video conference. Mayor Bindle 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 Leyden and seconded by Council person Ferguson to approve the Consent Agenda as follows: *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 November 2, 2020 meeting is hereby approved. 2. *BE IT FURTHER RESOLVED* BY the Council that the agenda for November 16, 2020 is hereby approved. 3. *BE IT FURTHER RESOLVED* BY the Council that the Police Report for October 2020 is hereby approved. 4. *BE IT FURTHER RESOLVED* BY the Council that the Treasurer Report for October 2020 is hereby approved. 5. *BE IT FURTHER RESOLVED* BY the Council that the Consent Resolution for November 16, 2020 is hereby approved. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Froeschl, Holle, Leyden, Merz, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" None. Motion carried.

### FINAL READING – ORDINANCE 2020-103 – A JOINT ORDINANCE OF THE CITY OF FALLS CITY AND PAWNEE CITY TO ESTABLISH A SOUTHEAST NEBRASKA HOUSING PARTNERSHIP – ANTHONY NUSSBAUM

A motion was made by Council person Rhodd and seconded by Council person Wisdom to approve the final reading of Ordinance #2020-103 as presented. Executive Director Anthony Nussbaum spoke. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Holle, Leyden, Merz, Ractliffe, Rhodd, Wisdom. "NAY" Froeschl. "ABSENT" None. Motion carried.

### PUBLIC HEARING – REDESIGNATION REDEVELOPMENT AREAS AS BLIGHTED AND SUBSTANDARD AS RECOMMENDED BY THE PLANNING COMMISSION

Mayor Bindle declared a public hearing open at 6:04P.M. to approve the Redesignation Redevelopment Areas as Blighted and Substandard as recommended by the Planning Commission. Mayor Bindle then asked if there was anyone in the audience who wished to speak in favor of or oppose said plan. Since no one else wished to be recognized, Mayor Bindle then declared the public hearing closed at 6:06P.M. A motion was made by Council member Holle and seconded by Council member Merz to approve the Redesignation Redevelopment Areas as Blighted and Substandard. Roll was called on this motion and the Council members voted as follows: "YEA" Ferguson, Holle, Froeschl, Holle, Merz, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" None. Motion carried.

### RESOLUTION – YEAR-END CERTIFICATION OF CITY STREET SUPERINTENDENT 2020

A motion was made by Council member Ferguson and seconded by Council member Leyden to approve year end certification of City Street Superintendent for 2020. Roll was called on this motion and the Council members voted as follows: "YEA" Ferguson, Froeschl, Holle, Leyden, Merz, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" None. Motion carried.

**PUBLIC HEARING – ANIMAL PERMIT FOR 2 POTBELLY PIGS AT 2516 CROOK STREET – LLOYD & GREG STONE**

Mayor Bindle declared a public hearing open at 6:09P.M. to approve the Animal Permit for 2 potbelly pigs at 2516 Crook Street. Lloyd Stone spoke. Mayor Bindle then asked if there was anyone in the audience who wished to speak in favor of or oppose said plan. Since no one else wished to be recognized, Mayor Bindle then declared the public hearing closed at 6:11P.M. A motion was made by Council member Ferguson and seconded by Council member Ractliffe to approve the said permit. Roll was called on this motion and the Council members voted as follows: "YEA" Ferguson, Holle, Merz, Ractliffe, Rhodd. "NAY" Froeschl, Wisdom. "ABSTAIN" Leyden. "ABSENT" None. Motion carried.

**APPOINTMENT OF MATT BEER TO FIRE CHIEF, JON MCQUEEN TO FIRST ASSISTANT CHIEF AND BRIAN VICE TO SECOND ASSISTANT CHIEF FOR THE FALLS CITY VOLUNTEER FIRE DEPARTMENT FOR 2021**

A motion was made by Council person Ractliffe and seconded by Council person Leyden to approve the appointment of Matt Beer to Fire Chief, Jon McQueen to First Assistant Chief and Brian Vice to Second Assistant Chief for the Falls City Volunteer Fire Department for 2021. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Froeschl, Holle, Leyden, Merz, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" None. Motion carried.

**EXECUTIVE SESSION - POSSIBLE LITIGATION**



A motion was made by Council person Ractliffe and seconded by Council person Merz to recess from regular session and convene to Executive Session at 6:17P.M. to discuss possible litigation. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Froeschl, Holle, Leyden, Merz, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" None. Motion carried. Asst Clerk Ferris attended. A motion was then made by Council person Ferguson and seconded by Council person Rhodd to adjourn from Executive Session and reconvene in regular session at 6:26 P.M. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Froeschl, Holle, Leyden, Merz, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" None. Motion carried.

*THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 6:27P.M.*

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 Mayor Bindle and Council on November 16, 2020; 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)

  
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CITY CLERK

  
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CITY CLERK  
  
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MAYOR