

**OCTOBER 5, 2020**

A meeting of the City Council of the City of Falls City, Nebraska, was held in said City on the 5<sup>th</sup> day of October, 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, Merz, Ractliffe, Rhodd, Wisdom. Absent: Leyden. 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 Holle and seconded by Council person Ractliffe to approve the Consent Agenda with the minutes amended: *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 September 21, 2020 meeting is hereby approved. 2. *BE IT FURTHER RESOLVED BY* the Council that the agenda for October 5, 2020 is hereby approved. 3. *BE IT FURTHER RESOLVED BY* the Council that the Claims for September 2020 of the City of Falls City are hereby approved. 4. *BE IT FURTHER RESOLVED BY* the Council that the Consent Resolution for October 5, 2020 is hereby approved. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Froeschl, Holle, Merz, Ractliffe, Rhodd, Wisdom. "NAY" None. Motion carried.

**PUBLIC HEARING – CONDITIONAL USE PERMIT FOR A CHILDCARE CENTER – 715 FULTON STREET – BLOCK 224, ORIGINAL TOWN LOTS 7, 8, 9, 10, 11 AND 12 AS RECOMMENDED BY THE PLANNING COMMISSION**

Mayor Bindle declared a public hearing open at 6:03P.M. to approve the Conditional Use Permit for a Childcare Center at 715 Fulton Street 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 permit. Since no one else wished to be recognized, Mayor Bindle then declared the public hearing closed at 6:04P.M. A motion was made by Council member Holle and seconded by Council member Merz to approve the conditional use permit as long as the owner owns this property. Roll was called on this motion and the Council members voted as follows: "YEA" Ferguson, Froeschl, Holle, Merz, Rhodd, Wisdom. "NAY" Ractliffe. Motion carried.

**AMENDMENT TO THE IUOE UNION AGREEMENT, ARTICLE III WORKING HOURS AND ARTICLE IV OVERTIME TO ALLOW DISPATCHERS TO WORK A 42 HOUR AND 36 HOUR WORK WEEK PER PAY PERIOD**

A motion was made by Council person Ferguson and seconded by Council person Ractliffe to approve amendment to IUOE Union Articles III and IV to allow dispatchers to work 6 - 12 hour days and 1 – 8 hour day per pay period. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Froeschl, Holle, Merz, Ractliffe, Rhodd, Wisdom. "NAY" None. Motion carried.

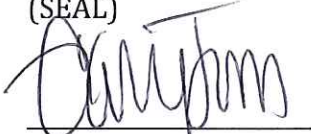
**REQUEST FOR A 5" CURB CUT AT 1823 BURTON DRIVE FOR WATER DRAIN – MITCH MERZ**

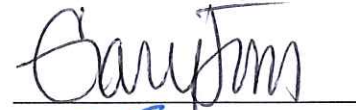
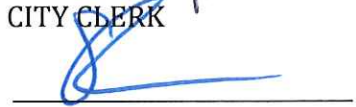
A motion was made by Council person Ferguson and seconded by Council person Rhodd to approve a curb cut at 1823 Burton Drive for a drain. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Froeschl, Holle, Merz, Ractliffe, Rhodd, Wisdom. "NAY" None. Motion carried.

*THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 6:13P.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 October 5, 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)

  
CITY CLERK

  
CITY CLERK  
  
MAYOR