

**REQUEST TO REVISE THE FISCAL YEAR 2025/2026 BUDGET FOR FUND 120 (FIRE DEPARTMENT) TO PURCHASE ADDITIONAL TURN OUT GEAR**

Assistant Fire Chief, Jon McQueen presented purchase requisition for 5 sets of turnout gear from Veridian. Upon review, a motion was made by Council person Ferguson and seconded by Council person F. Killingsworth to approve the purchase and increase the capital equipment budget line for Fund 120 by the purchase amount. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Kaster, F. Killingsworth, Leyden, Ruiz. "NAY" None. "Absent" Buckminster, K. Killingsworth. Motion carried.

**CONSIDER A RESOLUTION FOR THE SIGNING OF THE 2025 MUNICIPAL ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE TO NEBRASKA PUBLIC ROADS CLASSIFICATION AND STANDARDS**

The Board of Public Works (BOPW) provided recommendation to authorize execution of the resolution. Upon review, a motion was made by Council person Leyden and seconded by Council person Kaster to authorize execution of the resolution. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Kaster, F. Killingsworth, Leyden, Ruiz. "NAY" None. "Absent" Buckminster, K. Killingsworth. Motion carried.

**CONSIDER AN AGREEMENT WITH FARRIS ENGINEERING TOTALING \$95,000.00 FOR THE GRID RESILIENCY PROJECT**

The BOPW provided a recommendation of award to Farris Engineering. Upon review, a motion was made by Council person Ferguson and seconded by Council person Leyden to authorize execution of the agreement as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Kaster, F. Killingsworth, Leyden, Ruiz. "NAY" None. "Absent" Buckminster, K. Killingsworth. Motion carried.

**CONSIDER AN AGREEMENT WITH OLSSON TOTALING \$1,507,421.00 FOR PHASE 10, 20 AND 30 FOR THE ENERGY FORWARD TRANSMISSION IMPROVEMENT PROJECT**

The BOPW provided a recommendation to execute the agreement as presented. Upon review, a motion was made by Council person Ferguson and seconded by Council person Kaster to authorize execution of the agreement as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Kaster, F. Killingsworth, Leyden, Ruiz. "NAY" None. "Absent" Buckminster, K. Killingsworth. Motion carried.

**CONSIDER AN AGREEMENT WITH SEL ENGINEERING SERVICES, INC. TOTALING \$98,605.00 FOR THE POWER PLANT CONTROLS UPGRADE PROJECT**

The BOPW provided a recommendation to execute the agreement as presented. Upon review, a motion was made by Council person Ferguson and seconded by Council person F. Killingsworth to authorize execution of the agreement as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Kaster, F. Killingsworth, Leyden, Ruiz. "NAY" None. "Absent" Buckminster, K. Killingsworth. Motion carried.

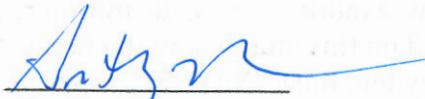
**CONSIDER A LOAN AGREEMENT ADDENDUM FOR THE 1612 FULTON STREET HOUSING PROJECT**

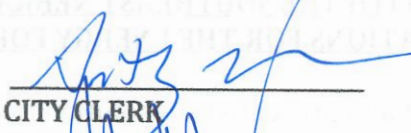

City administrator Nussbaum presented a loan agreement addendum providing an extension to the existing loan agreement with the Southeast Nebraska Affordable Housing Council. Upon review, a motion was made by Council person Ferguson and seconded by Council person F. Killingsworth to authorize execution of the agreement as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Kaster, F. Killingsworth, Leyden, Ruiz. "NAY" None. "Absent" Buckminster, K. Killingsworth. Motion carried.

*THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 6:34 P.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 Council on October 20, 2025; 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 three copies 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

**November 3, 2025**

A meeting of the City Council of the City of Falls City, Nebraska, was held in said City on the 3<sup>rd</sup> day of November 2025, at 6:00 o' clock P.M. Council met in regular session. Mayor Harkendorff called the meeting to order, and Clerk Nussbaum recorded the minutes of the meeting. On roll call the following Council persons were present: Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. 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 shown hereafter were taken while the convened meeting was open to the attendance of the public. Mayor Harkendorff 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.

**STANDING REPORTS**

Standing reports from the City Administrator and Chief of Police were presented. No formal action was required.

**AGENDA APPROVAL FOR NOVEMBER 3, 2025**

A motion was made by Council person Leyden and seconded by Council person Ferguson to approve the agenda as presented. Roll was called on

this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**MINUTES APPROVAL FOR OCTOBER 20, 2025**

A motion was made by Council person Leyden and seconded by Council person K. Killingsworth to approve the minutes for October 20, 2025, as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**CLAIMS APPROVAL FOR NOVEMBER 4, 2025**

A motion was made by Council person Ferguson and seconded by Council person K. Killingsworth to approve the claims for November 4, 2025, as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**TREASURERS REPORT FOR SEPTEMBER 2025**

A motion was made by Council person Leyden and seconded by Council person Buckminster to approve the treasurers' report as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**REQUEST FOR RESTRICTED PARKING ON THE EAST SIDE OF THE 900 BLOCK OF MORTON STREET**

Bing Bindrum presented a second request to the City Council to restrict parking on the east side of the 900 block of Morton Street. Following discussion, a motion was made by Council person F. Killingsworth and seconded by Council person Ferguson to approve restricting parking on the east side of the 900 block of Morton Street from the intersection of 9th and Morton to a point 182 feet north of the intersection. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Ruiz. "NAY" Leyden. Motion carried.

**RESOLUTION DECLARING CERTAIN PROPERTY SURPLUS AND AUTHORIZING DISPOSITION OF SURPLUS PROPERTY**

A resolution declaring certain city property surplus was presented. Upon review, a motion was made by Council person Leyden and seconded by Council person Kaster to adopt the resolution as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**RESOLUTION FOR AGREEMENT TO RECEIVE DONATION OF REAL ESTATE AT 1511 AND 1515 STONE STREET**

A resolution for agreement to receive donation of real estate from Dorothy Towle, Owner of Southeast Nebraska Communications, at 1511 and 1515 Stone Street (Mini Park) was presented. Upon review, a motion was made by Council person Ferguson and seconded by Council person F. Killingsworth to adopt the resolution as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**RESOLUTION AUTHORIZING THE DEPUTY CITY CLERK AND DEPUTY CITY TREASURER TO SIGN, ATTEST AND CERTIFY MUNICIPAL DOCUMENTS ON BEHALF OF THE CITY CLERK AND CITY TREASURER**

A resolution authorizing the Deputy City Clerk and Deputy City Treasurer to sign, attest and certify municipal documents on behalf of the City Clerk and City Treasurer was presented. Upon review, a motion was made by Council person Ferguson and seconded by Council person F. Killingsworth to adopt the resolution as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**AGREEMENT TO AMEND ARTICLE 10 PENSION FOR THE LABOR AGREEMENT BETWEEN THE CITY OF FALLS CITY AND THE INTERNATIONAL UNION OF OPERATING ENGINEERS (IUOE) LOCAL 571**

City Administrator Nussbaum provided a written report along with an amendment agreement. Upon review, a motion was made by Council person K. Killingsworth and seconded by Council person Buckminster to authorize execution of the agreement upon ratification by the IUOE. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE FOR THE PURCHASE OR OPTION AGREEMENT OF LAND FOR A NEW ELECTRIC SUBSTATION AND COORDIANTE WITH THE SOUTHEAST NEBRASKA DEVELOPMENT DISTRICT AND FALLS CITY EDGE ON GRANT FUNDING APPLICATIONS FOR THE ENERGY FORWARD TRANSMISSION PROJECT**

City Administrator Nussbaum provided a written report and presented a resolution for consideration. Upon review, a motion was made by Council person Buckminster and seconded by Council person Leyden to adopt the resolution as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.


**RESOLUTION APPROVING NON-UNION WAGE SCALES AND BENEFIT ADJUSTMENTS EFFECTIVE OCTOBER 12, 2025**

City Administrator Nussbaum provided a written report and presented a resolution for consideration. Upon review, a motion was made by Council person Ferguson and seconded by Council person Buckminster to adopt the resolution as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Leyden. "NAY" Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Ruiz. Motion failed. No further action or discussion was taken.

*THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 6:25 P.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 Council on November 3, 2025; 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 three copies 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

**November 17, 2025**

A meeting of the City Council of the City of Falls City, Nebraska, was held in said City on the 17<sup>th</sup> day of November 2025, at 6:00 o' clock P.M. Council met in regular session. Mayor Harkendorff called the meeting to order, and Clerk Nussbaum recorded the minutes of the meeting. On roll call the following Council persons were present: Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. 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 shown hereafter were taken while the convened meeting was open to the attendance of the public. Mayor Harkendorff 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.

**STANDING REPORTS**

Standing reports from the Mayor, City Administrator and Chief of Police were presented. No formal action was required.

**AGENDA APPROVAL FOR NOVEMBER 17, 2025**

A motion was made by Council person Leyden and seconded by Council person K. Killingsworth to approve the agenda as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**MINUTES APPROVAL FOR NOVEMBER 3, 2025**

A motion was made by Council person F. Killingsworth and seconded by Council person Buckminster to approve the minutes for November 3, 2025. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**CLAIMS APPROVAL FOR NOVEMBER 18, 2025**

A motion was made by Council person Ferguson and seconded by Council person Leyden to approve the claims for November 18, 2025, as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**TREASURERS REPORT FOR OCTOBER 2025**

A motion was made by Council person Leyden and seconded by Council person Ferguson to approve the treasurers' report as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**RESOLUTION APPROVING NON-UNION WAGE SCALES AND BENEFIT ADJUSTMENTS EFFECTIVE OCTOBER 12, 2025**

Council person Buckminster spoke on behalf of the Non-Union/Management Negotiation Committee consisting of himself and Council persons Leyden, Kaster and Ruiz. City Administrator Nussbaum submitted a written report and presented the resolution for consideration as recommended by the Non-Union/Management Negotiation Committee. Upon review, a motion was made by Council person Fouraker and seconded by Council person F. Killingsworth to amend the presented resolution by reducing the FY2026 hourly equivalent wages of the City Administrator/Clerk/Treasurer (General Manager of Operations) from \$65.00 to \$55.29, the Chief of Police from \$53.85 to \$51.92, the Public Works Director/Utility Superintendent from \$62.50 to \$53.85; and striking the FY2027 and FY2028 wage schedule for all listed positions. Roll was called on this motion and the Council persons voted as follows: "YEA" Fouraker, Kaster, F. Killingsworth, K. Killingsworth "NAY" Buckminster, Ferguson, Leyden, Ruiz. Mayor Harkendorff elected to not cast a vote to break the tie. Motion failed. Upon failure of that motion, a motion was made by Council person Ferguson and seconded by Council person Buckminster to adopt the resolution presented by the Non-Union/Management Negotiation Committee. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Leyden "NAY" Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Ruiz. Motion failed. No further action was taken.

**CONSIDER APPLICATION TO USDA RURAL DEVELOPMENT FOR FINANCIAL ASSISTANCE IN THE AMOUNT OF \$48,452.22 FOR THE PURCHASE OF A FULLY EQUIPPED 2026 DODGE DURANGO PURSUIT AWD POLICE CRUISER**

Mayor Harkendorff declared a public hearing open at 6:48 P.M. Chief Baker presented the proposed grant application. Mayor Harkendorff then asked if there was anyone in the audience who wished to speak in favor or opposition. There was no public comment. Mayor Harkendorff then declared the public hearing closed at 6:49 P.M. A motion was made by Council person K. Killingsworth and seconded by Council person Kaster to adopt the resolution as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**APPOINTMENT OF NICHOLAS AITKEN AS A POLICE OFFICER EFFECTIVE NOVEMBER 18, 2025**

A motion was made by Council person Fouraker and seconded by Council person K. Killingsworth to approve the appointment as recommended. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**2026 ANNUAL APPOINTMENT OF OFFICERS FOR THE FIRE DEPARTMENT**

A letter detailing officer elections officers was provided by the Falls City Volunteer Fire Department. Upon review, A motion was made by Council person F. Killingsworth and seconded by Council person Ruiz to approve the appointment of Matt Beer as Fire Chief, Jon McQueen as First Assistant Chief and Tim Daniels as Second Assistant Chief. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, K. Killingsworth, F. Killingsworth, Leyden, Ruiz. "NAY" None. Motion carried.

**AGREEMENT FOR ENGAGEMENT OF PREPARATION OF ADJUSTING JOURNAL ENTRIES**