

May 4, 2026

A meeting of the City Council of the City of Falls City, Nebraska, was held in said City on the 4th day of May 2026, at 6:00 o'clock P.M. Council met in regular session. Mayor Harkendorff called the meeting to order, and Clerk Jorn recorded the minutes of the meeting. On roll call the following Council persons were present: Buckminster, Fouraker, Ferguson, Kaster, F. Killingsworth, K. Killingsworth, Ruiz. 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 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 was presented. No formal action was required.

AGENDA APPROVAL FOR MAY 4, 2026

A motion was made by Council person F. Killingsworth 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, Fouraker, Ferguson, Kaster, F. Killingsworth, K. Killingsworth, Ruiz. "NAY" None. "Absent" Leyden. Motion carried.

MINUTES APPROVAL FOR APRIL 20, 2026

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

CLAIMS APPROVAL FOR MAY 5, 2026

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

ACCEPT BIDS FOR MUNICIPAL WASTE MANAGEMENT AND APPROVE THE BID MOST ADVANTAGEOUS TO THE CITY

A motion was made by Council person Ferguson and seconded by Council person Buckminster to remove from the table municipal waste management bids. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Fouraker, Ferguson, Kaster, F. Killingsworth, K. Killingsworth, Ruiz. "NAY" None. "Absent" Leyden. Motion carried.

A motion was made by Council person Buckminster to approve Hamilton Recycling & Disposal for municipal waste management. The motion died due to lack of a second.

A motion was made by Council person Ferguson and seconded by Council person Kaster to approve Harkendorff Sanitation for municipal waste management. Roll was called on this motion and the Council persons voted as follows: "YEA" Fouraker, Ferguson, Kaster, F. Killingsworth, Ruiz. "NAY" Buckminster, K. Killingsworth. "Absent" Leyden. Motion carried.

PUBLIC HEARING- TO OBTAIN PUBLIC COMMENT PRIOR TO CONSIDERATION OF THE FAIRVIEW REPLAT LOTS 1, 2, AND 3 OF TRACTS 1, 2, 3, 3A, AND 3B METES AND BOUNDS

Mayor Harkendorff declared a public hearing open at 6:09 P.M. for the purpose of hearing public comment relating

to the Fairview Replat. Mayor Harkendorff asked if there was anyone in the audience who wished to comment. Lucas Froeschl spoke on the topic. Mayor Harkendorff then declared the public hearing closed at 6:12 P.M.

**PUBLIC HEARING- TO OBTAIN PUBLIC COMMENT PRIOR TO CONSIDERATION OF THE FAIRVIEW REPLAT
LOTS 1, 2, AND 3 OF TRACTS 1, 2, 3, 3A, AND 3B METES AND BOUNDS**

A motion was made by Council person Ruiz and seconded by Council person K. Killingsworth to approve the replat of Fairview Lots 1, 2, and 3. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Fouraker, Ferguson, Kaster, F. Killingsworth, K. Killingsworth, Ruiz. "NAY" None. "Absent" Leyden. Motion carried.

**REQUEST FOR A SPECIAL DESIGNATED LIQOR LICENSE FOR NOVEMBER 21, 2026 AT PRICHARD
AUDITORIUM | KRISTIN MADDUX**

A motion was made by Council person F. Killingsworth and seconded by Council person Buckminster to give favorable comment on special designated liquor on November 21, 2026. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Fouraker, Ferguson, Kaster, F. Killingsworth, K. Killingsworth, Ruiz. "NAY" None. "Absent" Leyden. Motion carried.

APPOINTMENT OF COMMITTEE MEMBERS AS RECOMMENDED BY MAYOR HARKENDORFF

Mayor Harkendorff recommended the appointment of Leyden, Ruiz, Kaster, and Buckminster to the Budget Committee for 2026. A motion was made by Council person F. Killingsworth and seconded by Council person K. Killingsworth to approve the appointment of committee members as recommended by Mayor Harkendorff. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Fouraker, Ferguson, Kaster, F. Killingsworth, K. Killingsworth, Ruiz. "NAY" None. "Absent" Leyden. Motion carried.

CONFIDENTIALITY AGREEMENT BETWEEN THE CITY AND TENASKA | LUCAS FROESCHL – FALLS CITY EDGE

Lucas Froeschl spoke on the topic. A motion was made by Council person Ferguson and seconded by Council person K. Killingsworth to approve the confidentiality agreement between the City and Tenaska for two years from the date signed. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Fouraker, Ferguson, Kaster, F. Killingsworth, K. Killingsworth, Ruiz. "NAY" None. "Absent" Leyden. Motion carried.

ACCEPT BIDS FOR HAY GROUND LEASES AND APPROVE THE BID MOST ADVANTAGEOUS TO THE CITY

A motion was made by Council person F. Killingsworth and seconded by Council person Ferguson to accept and approve the hay ground leases submitted by James C. Fischer. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Fouraker, Ferguson, Kaster, F. Killingsworth, K. Killingsworth, Ruiz. "NAY" None. "Absent" Leyden. Motion carried.

GRIND HOG PUMP FOR WASTEWATER PLANT

A motion was made by Council person Ferguson and seconded by Council person K. Killingsworth to approve the Grind Hog purchase for \$79,910.25. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Fouraker, Ferguson, Kaster, F. Killingsworth, K. Killingsworth, Ruiz. "NAY" None. "Absent" Leyden. Motion carried.

REQUEST FOR LEAVE OF ABSENCE | COURTNEY BYBEE

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

**ACCEPT AND AUTHORIZE MAYOR HARKENDORFF TO SIGN THE 2026 CIVIC AND COMMUNITY CENTER
FINANCING FUND ASSISTANCE AWARD CONTRACT NO. 26-03-086**

A motion was made by Council person Ruiz and seconded by Council person F. Killingsworth to approve Mayor Harkendorff to sign CCCFF contract NO 26-03-086. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Fouraker, Ferguson, Kaster, F. Killingsworth, K. Killingsworth, Ruiz. "NAY" None. "Absent" Leyden. Motion carried.

THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 6:23 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 May 4, 2026; 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

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MAYOR

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(SEAL)

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