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The City Council may vote to go into Closed Session on any agenda item as allowed by State Law.

ROUTINE BUSINESS

1. Announcement of Open Meetings Act
 2. Call to Order
 - a. City Council
 - b. Board of Public Works
 3. Roll Call
 - a. City Council
 - b. Board of Public Works
 4. Pledge of Allegiance
-

REGULAR BUSINESS

1. Discussion and Action by City Council – Minutes for April 7, 2025
 2. Discussion and Action by BOPW – Minutes for April 3, 2025
 3. Closed Session – Discussion of Electric Distribution Department Personnel Changes
 4. Discussion and Action by City Council – Authorize execution of support services agreement with Nebraska Public Power District (NPPD) | Public Works Director – Trevor Campbell
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OLD BUSINESS

1. Discussion and Action by City Council – RS Electric Master Service Agreement Utilization Plan | Public Works Director – Trevor Campbell
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ADJOURNMENT

Anthony Nussbaum, City Clerk

April 7, 2025

A meeting of the City Council of the City of Falls City, Nebraska, was held in said City on the 7th day of April 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, F. Killingsworth, K. 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 hereafter shown 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.

AGENDA APPROVAL FOR APRIL 7, 2025

A motion was made by Council person Leyden and seconded by Council person Ferguson to approve the agenda as amended by moving Item 8 to follow Item 4. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried.

MINUTES APPROVAL FOR MARCH 17, 2025

A motion was made by Council person F. Killingsworth and seconded by Council person Leyden to approve the minutes for March 17, 2025, as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried.

CLAIMS APPROVAL FOR APRIL 8, 2025

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

MONTHLY REPORT OF THE SOUTHEAST NEBRASKA LAND BANK

A motion was made by Council member Leyden and seconded by Council member K. Killingsworth to approve the monthly report of the Southeast Nebraska Land Bank as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried.

REQUEST TO CLOSE THE 2500 BLOCK OF CHASE STREET FROM 7:30AM TO 12:00 PM ON MAY 5, 2025 FOR THE FARMS 2 YOU PROGRAM | UNL EXTENSION RICHARDSON COUNTY - KAYTLYN KENNEDY

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

RESPONSE PLAN FOR ELECTRIC DISTRIBUTION TEAM OPERATIONS

Nussbaum presented a written report providing a summary of events and plan for continued service. Public provided comment. A motion was made by Council member F. Killingsworth and seconded by Council member K. Killingsworth to enter into closed session for the discussion of response plan for Electric Distribution Team Operations. Roll was called on this motion and the Council persons voted as follows: "YEA" Fouraker, F. Killingsworth, K. Killingsworth, Kaster. "NAY" Buckminster, Ferguson, Leyden, Ruiz. "ABSENT" None. Mayor Harkendorff voted "NAY" breaking the tie. Motion failed.

APPOINTMENT OF BOARD AND COMMITTEE MEMBERS AS RECOMMENDED BY MAYOR HARKENDORFF

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

APPOINTMENT OF ZACHARY ADAMS AS A POLICE OFFICER EFFECTIVE APRIL 27, 2025 AS RECOMMENDED BY THE POLICE & FIRE HIRING BOARD AND MAYOR HARKENDORFF

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

REQUEST TO CLOSE 17TH STREET BETWEEN HARLAN STREET & STONE STREET FROM 8:00 AM TO 2:30 PM ON APRIL 23, 2025 FOR THE 100 YEAR ANNIVERSARY & REDEDICATION OF THE RICHARDSON COUNTY COURTHOUSE EVENT | RICHARDSON COUNTY CLERK – MARY L. EICKHOFF

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

AUTHORIZE CLOSING OF THE F&M MONEY MARKET ACCOUNT ENDING X0888

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

ADOPTION OF THE SAFETY COMMITTEE PROGRAM (BY-LAWS OF THE SAFETY COMMITTEE), A COMPONENT OF THE REVISED SAFETY MANUAL OF THE CITY OF FALLS CITY AS RECOMMENDED BY THE SAFETY COMMITTEE | TREVOR CAMPBELL – SAFETY COMMITTEE CHAIRPERSON

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

AWARD OF THE 2024 NATURAL GAS IMPROVEMENT PROJECT (FC PROJECT NO.: 24-1007) TOTALING \$450,705.57 TO NPL AS RECOMMENDED BY THE BOARD OF PUBLIC WORKS | PUBLIC WORKS DIRECTOR – TREVOR CAMPBELL

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

AUTHORIZE EXECUTION OF A MASTER SERVICE AGREEMENT WITH R/S ELECTRIC UTILITY SERVICE CORP AS RECOMMENDED BY THE BOARD OF PUBLIC WORKS | PUBLIC WORKS DIRECTOR – TREVOR CAMPBELL

A motion was made by Council member Ferguson and seconded by Council member Leyden to approve the Master Service Agreement with R/S Electric Utility Service Corp. as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried.

NEBRASKA REVISED STATUTE 17-567 HIGHWAYS, STREETS, BRIDGES; MAINTENANCE AND CONTROL | COUNCILPERSON KENNY KILLINGSWORTH

A discussion was held and Mayor Harkendorff requested Public Works Director, Trevor Campbell, to remove the stop sign at 28th & McLean Streets. City Attorney was directed to investigate state statute in relation to city ordinance and processes for management of street operations.

CITY POWER GENERATING PLANT AND RESIDENTIAL INFRASTRUCTURE | COUNCILPERSON KENNY KILLINGSWORTH

A discussion was held and no action was taken.

CITY NEWLY ELECTED COUNCIL MEMBERS HANDBOOK (AN ORIENTATION FOR NEWLY ELECTED CITY COUNCIL MEMBERS – DECEMBER 2024) | COUNCILPERSON KENNY KILLINGSWORTH

A discussion was held and no action was taken.

UPDATE ON THE DEVELOPMENT OF THE MID-AMERICA RAIL CAMPUS (MARC) SITE | FALLS CITY EDGE DIRECTOR – LUCAS FROESCHL

A discussion was held and no action was taken.

CLOSED SESSION – ELECTRIC TRANSMISSION STRATEGY AND PLANNING

A motion was made by Council member Leyden and seconded by Council member Ferguson to enter into closed session at 8:00 pm to discuss regarding electric transmission strategy and planning for the protection of public interest to prevent the potential disadvantage of premature disclosure of members, proprietary or strategic planning information. The closed session will include the Public Works Director, BOPW members and Director of Falls City EDGE, EDGE President, and the City Attorney. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried. A motion was made by Council member Buckminster and seconded by Council member Ruiz to end the closed session at 8:38pm and return to public session. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried.

RESOLUTION AUTHORIZING ACTIONS RELATED TO THE ENERGY FORWARD: FALLS CITY TRANSMISSION IMPROVEMENT PROJECT

A motion was made by Council member Buckminster and seconded by Council member F. Killingsworth to authorize actions related to the Energy Forward: Falls City Transmission Improvement Project as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried.

OPERATION OF ALL-TERRAIN VEHICLES, UTILITY VEHICLES AND GOLF CARTS DURING NIGHTTIME HOURS

A discussion was held and no action was taken.

THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 8:41pm

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 Harkendorff and Council on April 7, 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 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

REGULAR MEETING OF THE FALLS CITY BOARD OF PUBLIC WORKS

April 3, 2025
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 April, 2025 at 5:30 o'clock P.M. Present were: Board Members: Froeschl, Joy, Johansen, Koopman, Rieger. Absent: None. Trevor Campbell 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 Chairperson 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 Chairperson and Board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. The Chairperson 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 March 20, 2025, regular meeting are hereby approved. 2. *BE IT FURTHER RESOLVED* BY the Board of Public Works that the agenda for April 3, 2025, is hereby approved. 3. *BE IT FURTHER RESOLVED* BY the Board of Public Works that the Consent Agenda for April 3, 2025, is hereby approved. Roll was called on this motion and the members voted as follows: "YEA" Froeschl, Joy, Johansen, Koopman, Rieger. "NAY" None. "ABSENT" None. Motion carried.

APPROVAL OF MASTER SERVICE AGREEMENT WITH RS ELECTRIC UTILITY SERVICES FOR EMERGENCY REPAIR AND SERVICE WORK OF ELECTRIC INFRASTRUCTURE

A motion was made by Joy and seconded by Froeschl to approve the Master Service Agreement with RS Electric Utility Services as presented. Roll was called on this motion and the members voted as follows: "YEA" Froeschl, Joy, Johansen, Koopman, Rieger. "NAY" None. "ABSENT" None. Motion carried.

RECOMMENDATION TO COUNCIL APPROVAL OF BID FROM NPL IN AMOUNT OF \$450,705.57 FOR THE 2024 NATURAL GAS IMPROVEMENT PROJECT AS RECOMMENDED BY UTILITY SAFETY AND DESIGN, INC.

A motion was made by Johansen and seconded by Koopman to approve recommendation to Council for approval of bid from NPL as presented. Roll was called on this motion and the members voted as follows: "YEA" Froeschl, Joy, Johansen, Koopman, Rieger. "NAY" None. "ABSENT" None. Motion carried.

MEETING ADJOURNED AT 8:05 PM

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 Chairperson and Board on April 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 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

SECRETARY

CHAIRPERSON