

**May 6, 2024**

A meeting of the City Council of the City of Falls City, Nebraska, was held in said City on the 6th day of May 2024, 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: Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. Absent: Buckminster. 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.

**CONSENT AGENDA**

A motion was made by Council person Leyden and seconded by Council person Ractliffe 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 Agenda: 1. *BE IT FURTHER RESOLVED* BY the Council that the minutes from the April 15, 2024, regular meeting are hereby approved. 2. *BE IT FURTHER RESOLVED* BY the Council that the agenda for May 6, 2024, is hereby approved. 3. *BE IT FURTHER RESOLVED* BY the Council that the April 13 through April 26, 2024, Claims are hereby approved. 4. *BE IT FURTHER RESOLVED* BY the Council that the Consent Agenda for May 6, 2024, is hereby approved. A motion was made by Council member Leyden and seconded by Council member Ractliffe to approve the Consent Agenda. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" Buckminster. Motion carried.

**PUBLIC HEARING – REQUEST FOR AN ANIMAL PERMIT AT 806 EAST 11<sup>TH</sup> STREET  
TO HOUSE A TOTAL OF TWO GOATS/TIM & SHANNON FISCHER**

Mayor Harkendorff declared a public hearing open at 6:13 P.M. to discuss a request for an animal permit at 806 East 11<sup>th</sup> Street to house a total of two goats. Mayor Harkendorff then asked if there was anyone in the audience who wished to speak in favor of or oppose said request. Public comment ensued. All members of the public wishing to address the governing body were provided a reasonable amount of time to do so. Mayor Harkendorff then declared the public hearing closed at 6:16 P.M. A motion was made by Council member Ractliffe and seconded by Council member Rhodd to approve said permit as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Fouraker, Holle, Ractliffe, Rhodd, Wisdom. "NAY" Ferguson. "ABSTAIN" Leyden. "ABSENT" Buckminster. Motion carried.

**REQUEST TO BLOCK OFF THE 1400 BLOCK OF STONE STREET AT 5:00 P.M. ON 5.31.2024 through 11:59 P.M.  
ON 6.1.2024 AND TO ALLOW ALCOHOL TO BE SERVED FOR AN OUTSIDE EVENT/FC ELKS LODGE 963**

A motion was made by Council member Ferguson and seconded by Council member Leyden to allow alcohol for the beer garden and block off Stone Street as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" Buckminster. Motion carried.

**REQUEST APPROVAL OF A SPECIAL DESIGNATED LIQUOR LICENSE TO ALLOW ALCOHOL TO BE SERVED AT  
PRICHARD AUDITORIUM ON 8.10.2024 FOR A WEDDING RECEPTION/CHUCK DIGIACOMO**

A motion was made by Council member Leyden and seconded by Council member Ractliffe to approve the special

designated liquor license as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" Buckminster. Motion carried.

**REQUEST APPROVAL OF A SPECIAL DESIGNATED LIQUOR LICENSE TO ALLOW ALCOHOL TO BE SERVED FOR THE HOT AIR BALLOON FESTIVAL AT BRENNER FIELD (FALLS CITY AIRPORT) ON JUNE 14, 2024, AND JUNE 15, 2024/CHAMBER OF COMMERCE/SPIRIT SHOPPE**

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

**APPROVAL FOR SOLICITATION OF A REQUEST FOR QUALIFICATIONS FOR CIVIL ENGINEERING SERVICES FOR THE PHASE III DOWNTOWN REVITALIZATION STREETScape IMPROVEMENTS PROJECT**

A motion was made by Council member Ferguson and seconded by Council member Leyden to approve the Request for Qualifications solicitation. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" Buckminster. Motion carried.

**REVIEW AND APPROVAL FOR PROFESSIONAL GRANT SERVICES FOR THE 2023 PHMSA NGDISM GRANT AS RECOMMENDED BY THE BOARD OF PUBLIC WORKS/TREVOR CAMPBELL-PUBLIC WORKS DIRECTOR**

A motion was made by Council member Ferguson and seconded by Council member Holle to execute the agreement as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" Buckminster. Motion carried.

**REQUEST FOR CY 2024 FUNDING OF \$5,000.00 FOR FALLS CITY RECREATION, INC./FALLS CITY RECREATION, INC.**

A motion was made by Council member Holle and seconded by Council member Ractliffe to approve the request as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Holle, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSTAIN" Leyden. "ABSENT" Buckminster. Motion carried.

**PROVIDE AUTHORIZATION TO EXECUTE AN AGREEMENT FOR AN ASPHALT OVERLAY ON THE OLD TENNIS/BASKETBALL COURT LOCATED AT DALLAS JONES PARK AS RECOMMENDED BY THE PARKS BOARD**

A motion was made by Council member Holle and seconded by Council member Ractliffe to provide authorization for City Administrator Nussbaum to execute an agreement to overlay the existing court. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" Buckminster. Motion carried.

*THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 6:41pm*

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 May 6, 2024; 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