

June 17, 2024

A meeting of the City Council of the City of Falls City, Nebraska, was held in said City on the 17th day of June 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: Buckminster, Ferguson, Fouraker, Holle, Rhodd, Wisdom. Absent: Leyden, Ractliffe. 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 Ferguson and seconded by Council person Fouraker 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 June 3, 2024, regular meeting are hereby approved. 2. *BE IT FURTHER RESOLVED* BY the Council that the agenda for June 17, 2024, is hereby approved. 3. *BE IT FURTHER RESOLVED* BY the Council that the May 25 through June 7, 2024, Claims are hereby approved. 4. *BE IT FURTHER RESOLVED* BY the Council that the Consent Agenda for June 17, 2024, is hereby approved. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Holle, Rhodd, Wisdom. "NAY" None. "ABSENT" Leyden, Ractliffe. Motion carried.

RESOLUTION AUTHORIZING FOR EXECUTION OF A MEMORANDUM OF UNDERSTANDING WITH RICHARDSON COUNTY FOR THE TRANSFER OF 911 CALLS TO A SECONDARY PUBLIC SAFETY ANSWERING POINT

A motion was made by Council member Ferguson and seconded by Council member Wisdom to postpone the above item until the July 1, 2024, meeting. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Holle, Rhodd, Wisdom. "NAY" None. "ABSENT" Leyden, Ractliffe. Motion carried.

CONSIDERATION OF A ZONING TEXT AMENDMENT TO ALLOW FOR FIREARMS AND AMMUNITION SALES USE TYPE PERMITTING IN RESIDENTIAL COMMERCIAL FLEX (RDF) ZONE|ISAAC KNIGHT

Mayor Harkendorff declared a public hearing open at 6:08P.M. to discuss a zoning text amendment to allow for firearms and ammunition sales use type permitting in residential commercial flex (RDF) zone. Harkendorff then asked if there was anyone in the audience who wished to speak in favor of or oppose said item. Isaac Knight spoke regarding his request. No additional members of the public provided comment. Mayor Harkendorff then declared the public hearing closed at 6:12P.M.

AMEND ARTICLE 5: ZONING DISTRICTS: LAND USE CATEGORIES AND ZONING MATRIX TO ALLOW THE CONDITIONALLY PERMITTING USE TYPE "FIREARMS AND AMMUNITION SALES" IN RESIDENTIAL COMMERCIAL FLEX (RCF) ZONE AS RECOMMENDED BY THE PLANNING COMMISSION

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

AUTHORIZATION TO OPEN A NEW CHECKING ACCOUNT TITLED REVITALIZE RURAL NEBRASKA GRANT FUND

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

APPOINTMENT OF STEVE O'GRADY TO THE FALLS CITY AIRPORT AUTHORITY FOR TERM ENDING CALENDAR YEAR 2024 AS RECOMMENDED BY MAYOR HARKENDORFF

A motion was made by Council member Ferguson and seconded by Council member Wisdom to appoint Steve O'Grady to the Falls City Airport Authority. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Holle, Rhodd, Wisdom. "NAY" None. "ABSENT" Leyden, Ractliffe. Motion carried.

REQUEST APPROVAL FOR A SPECIAL DESIGNATED LIQUOR LICENSE TO ALLOW ALCOHOL TO BE SERVED FOR A BEER GARDEN WITHIN THE PARKING LOT AT 1417 STONE STREET ON JULY 5, 2024|FALLS CITY ELKS CLUB #963

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

RECOMMENDATION OF AWARD OF CHANGE ORDERS FOR PROJECT NO'S R2A014 & R2A021 OF THE 2020 OWNER-OCCUPIED REHABILITATION PROGRAM (20HO36032) AS RECOMMENDED BY THE HOUSING BOARD

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

RESOLUTION AUTHORIZING CITY TO ASSESS UNPAID VACANT PROPERTY REGISTRATION FEES TOTALING \$750.00 FOR THE PROPERTY LOCATED AT 1120 LANE STREET ALSO KNOWN AS LOTS 21 & 22 OF BLOCK 157

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

REQUEST TO BLOCK OFF 17TH STREET BETWEEN HARLAN STREET TO LANE STREET FROM 5-11 PM ON JUNE 28, 2024, FOR A COMMUNITY FIREWORKS DISPLAY EVENT|UNITED METHODIST CHURCH

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

REQUEST TO BLOCK OFF THE 700 BLOCK BETEEN HARLAN STREET TO STONE STREET FROM 5PM-11:59 PM ON JUNE 29, 2024, FOR THE AMERICAN LEGION FIREWORKS EVENT|STEPHEN RANDALL

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

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

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

RENEWAL OF EMPLOYEE HEALTH INSURANCE PLAN|BENEFIT MANAGEMENT

Dan Duren with Benefit Management presented the health insurance renewal options. A motion was made by Council member Holle and seconded by Council member Wisdom to approve the renewal of Medica Choice National Insurance plan. Roll was called on this motion and the Council persons voted as follows: "YEA" Ferguson, Fouraker, Holle, Leyden, Wisdom. "NAY" None. "ABSENT" Buckminster, Ractliffe, Rhodd. Motion carried.

THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 6:32pm

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 June 17, 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)

CITY CLERK

CITY CLERK

MAYOR